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MINUTES OF THE MEETINGS  
OF THE COUNCIL OF  
HAMILTON

OCTOBER 1991 -







Hamilton City Council  
October 8, 1991  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Mayor R. M. Morrow

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,  
Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray,  
Ross.

Mayor Morrow called the meeting to order.

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Father Alfred Des Autels, Notre Dame Perpetual Secours Church led the Council in prayer.

\* \* \* \* \*

The following presentations were presented:

A Certificate of Recognition was presented to Natalie Quick for winning the World Championship in Highland Fling Dancing which took place during the Cowal Highland Gathering in Dunoon, Scotland.

A Civic Award was presented to Kim Beveridge, Elly Kowalczyk for the 1991 Ontario Age Group Championship in the Duet 10 and under category for the Hamilton Synchronized Swimming Club.

The Mayor proclaimed the following:

National Blood Donor Appreciation Week, October 10 to October 17, 1991

Ostomy Awareness Week, October 14 to October 20, 1991

World Food Day, October 16, 1991.

\* \* \* \* \*

October 8th, 1991

Correspondence:

1. Application dated September 30, 1991 from Wilma Faille, Hamilton, Ontario for a further modification to the "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District for 53 Birchview Drive, Hamilton, Ontario.

**Received.**

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It was moved by Alderman Kiss and seconded by Alderman Drury that Council move into Committee of the Whole to consider the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Information Systems Committee, the Finance and Administration Committee, and the Report of City Council Committee of the Whole with Alderman Cooke in the chair.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**TRANSPORT AND ENVIRONMENT COMMITTEE - FOURTEENTH REPORT**

Re: Section 11 (a) - Parking Regulation - Albany Ave between Kenilworth and Robins Ave

It was moved by Alderman Merling and seconded by Alderman Copps that Section 11 (a) of the Fourteenth Report of the Transport and Environment Committee for 1991 be referred back.

**CARRIED.**

\* \* \* \* \*



October 8th, 1991

Re: Section 13 (b) To prohibit northbound right turns from Queen St. to Aberdeen Ave.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray. -16.

NAYS: Alderman Ross. -1.

**CARRIED.**

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**PARKS AND RECREATION COMMITTEE - NINETEENTH REPORT**

Section 3 Re: Contract - Chamberlain Architect Services Limited as the Prime Consultant for the Huntington Park Recreation Centre/Renovations and Addition.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Murray, Ross. - 16.

NAYS: Alderman Gallagher. -1.

**CARRIED.**

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**PLANNING AND DEVELOPMENT COMMITTEE - FOURTEENTH REPORT**

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**INFORMATION SYSTEMS COMMITTEE - SIXTH REPORT**

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October 8th, 1991

## FINANCE AND ADMINISTRATION COMMITTEE - EIGHTEENTH REPORT

Section 11 Re: Use of sexist language and sex-stereotyping in all forms of communication.

Alderman J. Gallagher declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Gallagher is presently engaged in legal action against the Spectator involving this issue.

It was moved by Alderman Ross and seconded by Alderman Merling that Section 11 of the Eighteenth Report of the Finance and Administration Committee be referred back.

Recorded vote on Referral Back.

YEAS: Alderman Lombardo, Formosi, Merling, Murray, Ross.-5.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Jackson. -11. **LOST.**

\* \* \* \* \*

Recorded vote on Section 11 (a)

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Jackson, Ross. - 13.

NAYS: Aldermen Formosi, Merling, Murray. -3. **CARRIED.**

Recorded vote on Section 11 (b)

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Wilson, Agostino, Jackson. -10.

NAYS: Aldermen McCulloch, Lombardo, Formosi, Merling, Murray, Ross. -6. **CARRIED.**

\* \* \* \* \*



Section 12 Re: Licensing of a special class of wheelchair accessible integrated taxicabs

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray, Ross. - 15.

NAYS: Alderman Drury. -1.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Hinkley and seconded by Alderman Drury that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council to consider:

- a) a resolution regarding financing the purchase of 25 Tecumseh Street and,
- b) a resolution regarding financing of 1991 servicing expenditures related to Harbottle and Orchard Park Estates.

**CARRIED.**

It was moved by Alderman Hinkley and seconded by Alderman Drury

That the EIGHTEENTH Report of the Finance and Administration Committee be amended by adding Sections 14 and 15 as follows:

- "14. That, as referred to in Section 6 of the NINETEENTH Report of the Parks and Recreation Committee, that the approval of the acquisition of 25 Tecumseh Street, adjacent to the grounds of Dundurn Castle, which originally was Sir Allan MacNab's Gardener's Cottage, be financed from the Reserve for Acquisition of Historic Property, Account Centre No. CH00120 to a total amount of \$175,000."

**CARRIED.**

- "15. That, as referred to in Section 8 of the FOURTEENTH Report of the Transport and Environment Committee, that the City's Share of Services for Harbottle Estate - Phase 1 in the amount of \$26,993.68 and Orchard Park Estates - Phase 1 in the amount of \$223,424.00 to a total amount of \$250,417.68 be financed from the Reserve for City's Share of Services Through Unsubdivided Lands."

**CARRIED.**

\* \* \* \* \*



October 8th, 1991

It was moved by Alderman Wilson and seconded by Alderman Copps that Rule No. 8 of the City's Procedural By-law 82-203 be invoked for this meeting of City Council in order to consider a resolution regarding the use of the City Hall forecourt.

It was moved by Alderman Wilson and seconded by Alderman Copps that the EIGHTEENTH Report of the Finance and Administration Committee be amended by adding the following resolution as Section 16:

- "16. That approval be given to the request of Hamilton Against Poverty Group to use the City Hall forecourt and related equipment on Saturday, 1991 October 26 from 10 o'clock a.m. to 2 o'clock for a rally." **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Agro and seconded by Alderman McCulloch that Alderman M. Kiss be appointed Acting Mayor for the month of November, 1991. **CARRIED.**

\* \* \* \* \*

#### **CITY COUNCIL COMMITTEE OF THE WHOLE - SECOND REPORT**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Information Systems Committee, the Finance and Administration Committee and the Report of the City Council Committee of the Whole and resolutions, be adopted.

#### **Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Hinkley Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*



October 8th, 1991

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills be now read a first time:

A-64, A-65, A-66, A-67, A-68.

C-74, C-75, C-76, C-77.

H-44, H-45, H-46.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-64, A-65, A-66, A-67, A-68.

C-74, C-75, C-76, C-77.

H-44, H-45, H-46.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*



October 8th, 1991

It was moved by Alderman Kiss and seconded by Alderman Drury that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-64, A-65, A-66, A-67, A-68.

C-74, C-75, C-76, C-77.

H-44, H-45, H-46.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray, Ross.  
-16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-64, A-65, A-66, A-67, A-68.

C-74, C-75, C-76, C-77.

H-44, H-45, H-46.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray, Ross.  
-16.

NAYS: -0.

**CARRIED.**

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City Council then adjourned at 8:50 o'clock p.m.

\* \* \* \* \*



## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FOURTEENTH** Report for 1991 and respectfully recommends:

1.
  - (a) That Golf Links Road at the west City limits be closed by the construction of a cul-de-sac.
  - (b) That the appropriate By-Law to carry out the foregoing be enacted by Council.
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.
2.
  - (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a By-Law to stop up, close and retain the road allowance of Elgin Street, from 90m North of Wilson Street to 45m South of Cannon Street, and Kelly Street, from 55m East of Mary Street to 60m West of Ferguson Avenue;
  - (b) That the Commissioner of Transportation/Environmental Services, on behalf of the City, prepare and register a reference plan under the Registry Act, to delineate the manner in which the proposed closed road allowances are to be included in the proposed Beasley Park;
  - (c) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act;
  - (d) That the City of Hamilton provide a 6m easement to the Region for the existing 150mm watermain, 300mm and 375mm combined sewers in the proposed closure area;
  - (e) That the City of Hamilton provide a 1m easement to Union Gas for their underground plant;



- (f) That the City of Hamilton provide a 6m easement to Hamilton Hydro-Electric System for a duct run on Elgin Street with a provision for a second duct run at a later date, and for a major distribution line and truck access to a manhole at the intersection of Kelly and Elgin Streets;
  - (g) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law pursuant to Section 301 of the Municipal Act, R.S.O 1980;
  - (h) That the City of Hamilton provide an access for Ontario Hydro to their Transformer Station from Elgin Street;
  - (i) That the City of Hamilton provide a 3m easement to Bell Canada for their underground plant;
  - (j) That the funds received from Lockwood Motors for the sale of a portion of the alley and the contribution toward the cost of the solid wood fence along the closed alley be deposited in Account CF 5698-429002003 (Central/Beasley PRIDE).
3. (a) i. That the City Solicitor be authorized to make an application to a District Court Judge under Section 82 of the Registry Act, R.S.O. 1980 for an order to stop-up, close and sell the easterly 1.0m x 20.0m of the public unassumed north/south alleyway adjacent to #73 Murray Street;
- ii. That the Commissioner of Transportation/Environmental Services be directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed;
- iii. That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor, and that the applicant be responsible for all fees payable in District Court;
- iv. That the Applicant register a reference plan under The Registry Act; said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and that it delineate the manner in which the closed portion is to be distributed to the abutting owner and that the applicant deposit a reproducible copy of said plan, with the Regional Surveyor;



- v. That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of the Regional Municipality of Hamilton-Wentworth Act;
  - vi. That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owner.
- (b) Provided the Judge's Order to close the highway is granted:
- i. That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law for the sale of the closed alleyway to the abutting owner;
  - ii. That the City Clerk be directed to publish a notice pursuant to Section 301 of the Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.
4. That the appropriation in the capital budget for the development of the New Traffic Operations Centre, 1375 Upper Ottawa Street be reduced by \$650,000.00 from \$6,830,000.00 to \$6,180,000.00.
5. (a) That an Option to Purchase executed by Janko Vranesvic and Saveta Vranesevic on September 6, 1991 and scheduled for closing on or before November 29, 1991 for the purchase of part of the property at 1276 Upper James Street, required for the extension of Forbes Avenue in the Blossom Estates Subdivision, be approved and completed. The subject parcel contains 2,789 square feet (0.064 acre) more or less, and is shown as Part 4 on Plan 62R-10161. The purchase price of \$2.00 be charged to Account Number CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands - Transportation Capital) in which sufficient funds are available to finalize this transaction.
- (b) That consideration in the amount of \$2.00 has been paid to the owners.
6. That the West Central Branch of the Ontario Ministry of the Environment (MOE) be advised that the City of Hamilton has no objection to Harbour Front Recycling Inc. establishing the proposed waste disposal (processing) site at 1505 Burlington Street East in Hamilton provided that:



- (a) all environmental safeguards normally associated with this type of activity are implemented to the satisfaction of the Ministry, and that all applicable City of Hamilton and Regional By-Laws are complied with fully;
  - (b) Harbour Front Inc. submit a plan of action, outlining how they will ensure that only waste generated in the Region of Hamilton-Wentworth is disposed of at this Region's transfer stations. This should include a list of alternate disposal sites which will be utilized for wastes that were generated outside the Region.
- 7.
- (a) That the City Treasurer be authorized and directed to pay engineering fees in the estimated amount of \$5,500.00 to A. J. Clarke and Associates Limited, whose services were retained by the City for the design of City municipal services on Fieldway Drive, Millwood Place and an adjoining public walkway in Hamilton;
  - (b) That the cost for the construction of municipal services on Fieldway Drive, Millwood Place and the public walkway (estimated at \$161,219.00) be approved;
  - (c) That the Finance and Administration Committee recommend the source of funding for the engineering fees and the costs related to the construction of works (totalling \$166,719.00).
- 8.
- (a) That the submitted schedule of works, be adopted for inclusion in the Subdivision Agreements with the Owners, for the estimated cost of services in:
    - i. HARBOTTLE ESTATES - PHASE 1, Hamilton  
City's Share \$26,993.68, Owner's Share \$135,513.85
    - ii. ORCHARD PARK ESTATES - PHASE 1, Hamilton  
City's Share \$223,424.00, Owner's Share \$251,723.00
  - (b) That the Mayor and the City Clerk be authorized and directed to execute the proposed subdivision agreements between the City and the Owners of Harbottle Estates - Phase 1 and Orchard Park Estates - Phase 1, Subdivisions.
  - (c) That the approval of the above clauses be subject to the condition that no work be commenced until the final plans and Subdivision agreements have been registered.
  - (d) That in the event the subdividers wish to proceed prior to the registration of the Final Plans, they should be permitted to do so at their own risk, provided that they enter into a standard agreement for pre-servicing.



- (e) That the City Solicitor be authorized and directed to prepare the necessary By-Law(s) to establish Parts 14 and 15 of Reference Plan 62R-6964 as part of the Chester Avenue road allowance in order to provide road access to Orchard Park Estates - Phase 1 Subdivision.
  - (f) That City of Hamilton grant a twelve (12) metre wide sewer easement to the Region over Parts 3 and 7 of Plan 62R-11417 in order to provide a sewer connection between a future residential development to the west and the Orchard Park Estates Subdivision, to the east, and that the Mayor and City Clerk be authorized and directed to execute the necessary documents.
  - (g) That the City Solicitor be directed to prepare the necessary documents to transfer the sewer easement to the Region.
9. That the applications to retain inadvertent encroachments and install temporary encroachments at the locations outlined on Schedule "A", appended hereto, be approved during the pleasure of Council provided:
- (a) That the owners enter into agreements satisfactory to the Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.
  - (c) That the first year fee and subsequent annual fee outlined in Schedule "A" be set for these encroachments.
10. (a) That the City lands known as:
- i. Parts 1 & 2, Plan 62R-11902 be incorporated into Donn Avenue
  - ii. Parts 3, Plan 62R-11696 and  
Part 5, Plan 62R-11902 be incorporated into Berkindale Avenue
- (b) That the appropriate By-Laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council.
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.



11. That City Traffic By-Law 89-72 be amended as follows:

- (a) That in conjunction with the existing "Alternate Side Parking" regulation, a "One Hour Parking Time Limit, 24 hours a day, 7 days a week" regulation be implemented on both sides of Albany Avenue between Kenilworth Avenue North and Robins Avenue; **REFERRED BACK.**
- (b) That parking be prohibited on the west side of Undercliffe Avenue between Aberdeen Avenue and a point 197 feet southerly therefrom;
- (c) That parking be prohibited on the west side of East 6th Street commencing at Empress Avenue and extending to a point 103 feet southerly therefrom;
- (d) That the existing "Permit Parking" regulation on the south side of Harrison Avenue which commences 202 feet east of Kenilworth Avenue North and extends to a point 22 feet easterly therefrom, be removed;
- (e) That northbound traffic on Hanover Place (west leg) be required to stop for eastbound and westbound traffic on Hanover Place (north leg);
- (f) That three-way stop control be implemented at the intersection of Vanessa Court and Magnolia Drive;
- (g) i. That southbound traffic on West 18th Street be required to stop for eastbound and westbound traffic on Lynbrook Drive;
- ii. That northbound traffic on Elgan Avenue be required to stop for eastbound and westbound traffic on Lynbrook Drive;
- iii. That southbound traffic on Southlea Drive be required to stop for eastbound and westbound traffic on Lynbrook Drive;
- iv. That westbound traffic on Silvercrest Drive be required to stop for northbound and southbound traffic on Southlea Drive;
- v. That eastbound traffic on Silvercrest Drive be required to stop for northbound and southbound traffic on Westmount Drive;
- vi. That eastbound traffic on Bermuda Court be required to stop for northbound and southbound traffic on Mountbatten Drive;



- vii. That northbound traffic on Sarasoda Avenue be required to stop for eastbound and westbound traffic on Miami Drive;
- viii. That southbound traffic on Sarasoda Avenue be required to stop for eastbound and westbound traffic on Rolston Drive;

**REFERRED BACK.**

- 12. That a School Crossing Guard be assigned to the intersection of Quigley Road and Greenhill Avenue to cross children during the morning, lunch time, and evening crossing periods.
- 13.
  - (a) That Queen Street continue to operate one-way southerly in the section north of Herkimer Street;
  - (b) That the City Council request the Regional Council to prohibit northbound right turns from Queen Street to Aberdeen Avenue between the hours of 7:00 a.m. and 9:00 a.m., Monday to Friday;
  - (c) That the effect of the prohibition of northbound left turns from James Street to Markland Avenue be monitored by the Director of Traffic Services.
  - (d) That an eastbound advanced green light be implemented between the hours of 7:00 a.m. to 9:00 a.m. at the intersection of Locke Street and Aberdeen Avenue.

Recorded vote on Section 13 (b)

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray. -16.

NAYS: Alderman Ross. -1.

**CARRIED.**

- 14.
  - (a) That the form of pedestrian crossing protection known as "half-signal" be approved for use in Hamilton;
  - (b) That the report from the Director of Traffic Services dated September 19, 1991 regarding Pedestrian Crossing Protection in Hamilton be forwarded to the Regional Council;

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- (c) That the Council of the Regional Municipality of Hamilton-Wentworth be requested to approve the use of the "half-signal" in Hamilton-Wentworth;
  - (d) That the Regional Council be requested to make formal application to the Minister of Transportation, Ontario to request a change in the Highway Traffic Act to make the use of half-signals legal in Ontario, or to allow a demonstration project in Hamilton-Wentworth;
  - (e) That the Director of Traffic Services be directed to develop installation warrants and standards for the use of the half-signal;
  - (f) That the Director of Traffic Services be directed to develop a program for the installation of half-signals in Hamilton-Wentworth.
15. (a) That the Chairman or his designate be authorized to attend the AMO Seminar - Municipalities and the Environment: Truth or Consequences to take place on Friday, October 18, 1991 in Toronto, Ontario.
- (b) That the costs for attendance be allocated to Alderman Travel Account No. CH55201-10010 from the 1991 Operating Budget.
16. That leave be granted to introduce the following Bills:
- (a) **Bill A-64** A By-law to Alter and Close a Portion of Golf Links Road.
  - (b) **Bill A-65** A By-law to Incorporate Parts 1 & 2, Plan 62R-11902 into Donn Avenue.
  - (c) **Bill A-66** A By-law to Incorporate Part 3 on Plan 62R-11696, and Part 5 on Plan 62R-11902, into Berkindale Avenue.
  - (d) **Bill A-67** A By-law to Amend By-law 89-72 to Regulate Traffic.
  - (e) **Bill A-68** A By-law to Amend By-law 89-72 to Regulate Traffic.

**RESPECTFULLY SUBMITTED,**

T. Agnello  
Secretary  
September 30, 1991

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**



October 8th, 1991

Council Date: September 30, 1991

SCHEDULE 'A'

<u>Location</u>	<u>Type of Encroachment</u>	<u>Solicitor/Agent</u>	<u>First Year/Annual</u>	<u>File Number</u>
39 South Street Hamilton, Ont.	2 sets of brick steps a) 12.17' X 5.00' b) 6.65' X 12.17' and a retaining wall 0.93' X 5.00'	Dr. John Turnbull 39 South Street Hamilton, Ontario L8P 2W2	\$112.00/20.00	T103-50(920)
200 MacNab Street North Hamilton, Ont.	Wood Steps measuring 1.18' x 3.12'	Yachetti, Lanza & Restivo Box 950 M.P.O. Hamilton, Ontario L8N 3P9	\$112.00/20.00	T103-50(939)
10 Fairleigh Avenue North Hamilton, Ontario	Concrete Steps measuring 1.75' X 4.0'	James D. McKeon 277 Wilson Street East Ancaster, Ontario L9G 3N6	\$112.00/20.00	T103-50 (963)
315 Centennial Parkway North	Landscaping measuring 3.05 m X 21.34 m	Select Site Properties 65 East Mall, Ste 204 Etobicoke, Ontario M8Z 5W3	\$112.00/20.00	T103-50 (964)

October 8th, 1991

## **REPORT OF THE PARKS AND RECREATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **NINETEENTH** Report for 1991 and respectfully recommends:

1. That the Director of Culture and Recreation be authorized to waive green fees at King's Forest and Chedoke Golf Courses during the Ontario Provincial Senior Games - Actifest '92 scheduled to take place on Tuesday, 1992 August 25 and Wednesday, 1992 August 26.
2. That the Allan Studholme Plaque be located in the south east corner of Woodlands Park facing Barton Street and adjacent to the main walkway.
3.
  - (a) That approval be given to enter into a contract with Chamberlain Architect Services Limited of Burlington, Ontario, as the Prime Consultant for the Huntington Park Recreation Centre/Renovations and Addition. The contract amount will be \$237,500.00 - two hundred and thirty-seven thousand, five hundred dollars.
  - (b) That a contract satisfactory to the City Solicitor be entered into between the City and the Prime Consultant, Chamberlain Architect.
  - (c) That the Mayor and the City Clerk execute the contract on behalf of the City.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Murray, Ross.  
- 16.

NAYS: Alderman Gallagher. -1.

**CARRIED.**



4. That the Director of Public Works be authorized to undertake remedial works in Andy Warburton Park utilizing a portion of the 1991 funding previously approved for the development of Leaside Park, Account No. CF5255 629154004.
5. (a) That the criteria for Hamilton Special Events attached hereto as Appendix "A" be adopted, for a one year trial period, to include:
  - i. An application process requiring a description, the preferred location and the funding outline of the event.
  - ii. The approval process for all operational, health and safety regulations required by the event organizer.
  - iii. The cost recovery plan for all auxiliary services provided by City, Region and other agencies.
  - iv. The liability insurance coverage to be purchased from the City's user group policy.
- (b) That a Special Events Permitting Fee be adopted according to the following schedule:

Category 1	Festivals held over two or more days fee: \$100.00 per day
Category 2	Community Events of one day duration fee: \$ 20.00 per day
Category 3	Sports Events in both multi or single sport programs fee: according to rental policy
- (c) That the Finance and Administration Committee be requested to transfer the base budget of the on-going/annual special events to the Events - Current Budget of Culture and Recreation, administered by the Special Events Co-ordinator.
- (d) That the Parks and Recreation Committee appoint a Special Events Task Force effective January 1 of each year to review the Hamilton Special Events criteria and fees.

6.
  - (a) That the Director of Property be authorized to proceed with the acquisition of the property known as 25 Tecumseh Street, adjacent to the grounds of Dundurn Castle, which originally was Sir Allan MacNab's Gardener's Cottage.
  - (b) That the City Treasurer be requested to prepare a recommendation to the Finance and Administration Committee to recommend the method of financing, for an amount not to exceed \$175,000.00.
7.
  - (a) That an Offer to Purchase executed by James and Melanie Warr on 1991 September 19 and scheduled for closing on or before 1991 December 5, for the purchase of a portion of park property, more particularly described as Part 1, Registered Plan 62R-11833, having a frontage along the easterly limit of Spruceside Avenue of 0.829 metre (2.71 feet) more or less, by a depth of 23.52 metres (77.17 feet) more or less, and consisting of a total area of 22.9 square metres (246.0 square feet) more or less, be accepted and completed. The purchase price of \$8,300.00 be credited to the following accounts: Account No. CH4X501 00201 (Reserve for Parklands) \$7,700.00 and Account No. 45027 401 340 (Recoverable Services - Surveys) \$600.00.
  - (b) That a deposit cheque in the amount of \$830.00 be retained by the City Treasurer pending this Agreement.
  - (c) That the Mayor and City Clerk be authorized and directed to execute any necessary documentation.
8.
  - (a) That the Mayor and City Clerk be authorized to execute an amending agreement for the purchase of a six (6) acre arena site from Chedoke Health Corporation.
  - (b) That the amended Option to Purchase Agreement will include the same terms of the original Option to Purchase Agreement approved by City Council on 1990 November 13 subject to the following changes:
    - i. The Chedoke Health Corporation agrees to grant at no cost to the City of Hamilton, in addition to the six (6) acre arena site, parts 26-29 on a Plan dated 1991 September 12 as prepared by A. J. Clarke and Associates (Plan T-1220-D).
    - ii. That the City of Hamilton will incorporate by by-law, the aforementioned parts into the public highway system immediately upon delivery and registration of the deeds therefor to the City.



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- iii. That the construction of the said lands into a travelled highway will take place no later than the opening of the Arena.

**Respectfully Submitted,**

**K. C. Christenson**  
Secretary

**ALDERMAN T. MURRAY, CHAIRMAN**  
**PARKS AND RECREATION COMMITTEE**

**1991 October 1**

October 8th, 1991

**Corporation of the City of Hamilton  
Parks and Recreation Committee  
CRITERIA FOR SPECIAL EVENTS**

Appendix "A" as referred to in  
Section 5 of the NINETEENTH  
Report of the Parks and  
Recreation Committee

**PURPOSE**

The criteria for Special Events has been developed to provide fair and equitable regulations for all special events. Organizers requesting approvals to operate special events within municipal jurisdiction and on municipal land would be required to be governed by the policy paper and all other city regulations.

**PROCEDURES & GUIDELINES**

**(A) PROCESS**

The procedural process commences with the completion of a special event application form, submitted to the Culture and Recreation Department Office three months prior to the event.

Similarly, a grant request must be submitted to the Treasury Department should municipal funds be required to organize and operate the program by January 1st or the published grant cut-off date.

Applications for street closures and parades are made at the Police Department to receive Transportation and Environment Committee or Regional approval.

Event organizers are requested to submit a letter of intent which defines the goals of the special events and the level of financial support anticipated for the special events success. This should include any contribution requested from the City of Hamilton or Regional of Hamilton Wentworth. A clear financial forecast and budget process must be demonstrated.

Event Organizers requesting access to a, "Historically Recognized Area", must clearly show how the event will be regulated and will contribute to the historical interpretation of Hamilton and its people. Such requests must compliment the public access to the area and in no way impede visitation to the historical site.

As outlined further in this report the Hamilton Historical Board will review all applications and letters of intent requesting the use of a, "Historically Recognized Area."



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The Department of Culture and Recreation - Special Event Co-ordinator will process the application and submit to the Special Events Advisory Team (S.E.A.T.). This team is comprised of representative staff members equipped to provide advice on all aspects of city or regional requirements for any and all special events. One representative is requested from the following authorities:

Parks Division of Public Works  
Police Department  
Hamilton Street Railway  
Traffic

Fire Department  
Health Department  
Noise Control

Treasury  
Engineering  
Hydro

- With other agencies available for jurisdictional needs.

A meeting of the event organizer with S.E.A.T. may be necessary depending on the complexity of the proposal but will provide "one stop" information for staging the event.

The Event Organizers are requested to meet all S.E.A.T. requirements (90) ninety days prior to the event in order for a positive recommendation to be forwarded to the Parks and Recreation Committee for approval. The Director of Culture and Recreation will provide in this recommendation sufficient information for the Committee to appreciate the broad scale impact, the problems and the plus factors in the background perspective. Similarly, the Commissioner of Transportation and Environment Services will advise at the regional level.

Smaller events with limited impact to the surrounding community and not requiring licences or registration will be provided as Information Reports to the Committee.

Performers and entertainment program must be submitted to the Director of Culture and Recreation (30) thirty days prior to the event, for circulation to sub-committees.

A representative on the S.E.A.T. Committee is required to ensure their respective department requirements can be met by the organizers. Approval/Non-Approvals will be communicated to the event organizer prior to a recommendation being processed to Committee and Council.

#### **(B) COVERAGE/COSTS**

Public Liability Coverage of \$2 million dollars may be required for events requiring risk management. The City of Hamilton USER GROUP POLICY will be extended to list the event organizers who will pay the premium fee for this inclusion. This fee will be determined by the level of the event and such factors as liquor permits and risk. There will be a variance between non-profit/community organizations and profit/commercial operations.

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An application and administrative fee according to Council approved schedule will be the responsibility of the applicant. The applicant will also be advised of additional applicable fees incurred by other Departments to safely stage the event. The additional applicable fees may be:

- Rental/Administrative Charges
- Policing Fees (Officers)
- Inspection Fees (Hydro, Noise, Fire)
- Security Costs
- Hamilton Street Railway Re-Routing - Signage Costs, Additional Buses, Inspectors, And Advertising
- Site Charges - Labour/Set-Up; Clean-Up Charges

- Unless provided for by the departmental budget process.

In the case of the events that have not performed under sound fiscal management, the S.E.A.T. Committee will recommend advance payments.

All event organizers will be provided with event costs estimates three months prior to the event.

All conditions must be met before a support recommendation will be processed and where outstanding charges from a previous year have not been discharged, a supportive recommendation will not be issued. These conditions include meeting year end accounting and financial statements required by the City Treasurer.

#### (C) VENUES

Event Organizers may request a desired location for the event and will be required to ensure that this location provide amenities for public health and safety priorities.

These priorities are:

- Park Size and Designation
- Parking and Hamilton Street Railway Accessibility
- Hydro, Water, Washrooms



## **SPECIAL CONSIDERATIONS**

Park sites will be given designations which comply with neighbourhood, community or city wide usages.

Considerations will be given in determining if the special event fits the site designation.

## **FURTHER**

Any park site with historical designation or recognition will be reviewed by the Hamilton Historical Board in a forum including a report from the Director of Culture and Recreation which will require approval by the Parks and Recreation Committee.

All site plans must be prepared to provide:

- Emergency Vehicle Access
- Medical Facilities Access
- Communication Facilities
- Signage and Equipment

These procedural guidelines are developed to improve the terms and conditions to facilitate the event organizers in providing a better more responsive special events serving the citizens of tourists to the City of Hamilton.

## **SPECIAL EVENTS CATEGORIES**

### **Definitions**

- (1) **Category One Special Events** are principally festivals of the Arts/Culture which showcase programming for city residents and tourists. Non-municipal revenues may be derived from parking, sales of food, refreshments, arts, crafts and souvenirs. Entertainment is provided as a consequence of the revenue/fundraising.

A non-profit independent board/committee structure is preferred to be in place to manage the operation of the special event in a park setting. Where civic funds are provided, a staff liaison will be kept informed on all planning and operation issues.

- (2) **Category Two Special Events** are principally community celebrations with a focus related to Recreation, Heritage, and Community Pride programming. Revenue is limited or non-existent. The organization will involve a citizens group and municipal staff.

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- (3) **Category Three Special Events** are principally competitive games and sports. Revenue may be admissions and sales. The organization will be undertaken by a recognized civic sport club, agency, council of the municipality.

Further interpretation and assistance with a request to hold a special event may be obtained from the Special Events Co-ordinator of the Department of Culture and Recreation.

Any recommendations and suggestions to improve and upgrade these guidelines may be forwarded to the Director of Culture and Recreation, attention of the Special Events Co-ordinator.



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MUNICIPALITY	ALCOHOL PERMITTED IN PARKS	GUIDELINES WITH ALCOHOL	DESIGNATED PARKS	DEPOSIT/FEES	CLEAN-UP	BD. OF HEALTH
Guelph	No (except for ball tournaments)	Washrooms, fenced in, security	Only one park (located in residential area)	Deposit-none Rental-\$25-\$41 (depending on size) Fees-anything City sets up	City cleans (cost included in rental fee)	Organization makes contact
Halton Hills	Yes (need Council approval, and meet City's checklist)	Enclosed, wash- rooms, security	Specific Parks -criteria are residents, hydro, water and washroom proximities	Deposit-up to \$5000 (depends on event) Rental-with admis- sion fees \$350-\$600/day (depending on affiliation, residency) -no admission fees: \$60 - \$120 Fees-delivery of any rentals (tables, etc.)	Org. must clean up, if they don't, City will deduct amount from deposit	Organization makes contact
Hamilton	Yes (require Council resolu- tion)	Normal LCBO standards and City requires public liability	Few parks (due to size and distance from residents). One park has pavillion (prefer groups with alcohol)	Deposit-none Rental-\$3 for permit Fees-Org. charged for set-up of tables, snow- fencing, etc.	Org. is respon- sible, if not done, charged for City's time	Org. must make contact
Kinston	No	--	Depending on group size, go to the appro- priate park for their needs	Deposit-none Rental-none Fee-\$50/hour clean up charge	Org. is respon- sible, if not done, charged for City's time	Org. must make contact

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MUNICIPALITY	ALCOHOL PERMITTED IN PARKS	GUIDELINES WITH ALCOHOL	DESIGNATED PARKS	DEPOSIT/FEES	CLEAN-UP	BD. OF HEALTH
Kitchener	Yes (need liquor permit and \$100 over the rental fee)	Fenced in, washrooms, volunteer police	Victoria Park (due to its size)	Deposit-none Rental -1/2 day - \$61 park and building -full day - \$122 park and building -small area \$50	City cleans up and bill Org.	Organization makes contact
London	Yes	-Normal LCBO rules -City hires an attendant to make sure licence guidelines are followed	Must be away from residential areas	Deposit-\$1000 performance bond Rental-businesses charged 12 1/2% levy Fee-all expenses are deducted from bond	Organization is responsible If City does it, it takes it out of the bond	Organization makes contact
Mississauga	Yes (liquor permit and special event permit)	-snowfencing, insurance -Org. must contact the police	-only in large parks -if alcohol use, fenced in parks or away from residents	Deposit-\$10 for key that opens hydro, water and bbg's Rental-none	The City is responsible for clean-up	Organization makes contact
Niagara Falls	Yes (liquor licence, Council approval, Parks and Rec approval)	enclosed, snowfencing, washrooms, security, water	For alcohol, try and stay away from residence	Deposit-none Rental-none Fee-maintenance fee of other facilities (eg. ball diamond)	-Organization is responsible -If City cleans up the Org. is billed	Organization makes contact
North York	Yes (needs Council approval 90 days before)	LCBO guidelines and Org. needs to get security	1 park only due to its size	Deposit-none Rental-flat rate of \$300 (covers hydro, water fencing, etc.)	-Organization is responsible -If not, City will clean up and bill them	-Org. makes contact -If joint venture with the City, City will make contact



MUNICIPALITY	ALCOHOL PERMITTED IN PARKS	GUIDELINES WITH ALCOHOL	DESIGNATED PARKS	DEPOSIT/FEE'S	CLEAN UP	BD. OF HEALTH
Oshawa	Yes (Org. must apply 3 months in advance, get O.K. from Community Service Committee)	Enclosed, washrooms, insurance policy	With alcohol, only parks that are fenced in	Deposit-with alcohol \$100 clean up (non-refundable) Rental-10% of net profit Fee-\$15/day for hydro	Organization responsible, if not done, charged for City's time	-Organization must contact board
Ottawa	No (except extreme cases) -need a special occasion permit	Standard LCBO requirements	Specific parks depending on the size of the group	Deposit-none Rental-\$2.50/parking space Fee-any extra expenses	City does usual clean-up, anything extra charged to the Organization	City contacts the Board, and tells them name and phone number of the organization
Sarnia	No (exception is baseball tournament)		Picnics allowed in specific parks (no alcohol in picnic areas)	Deposit-none Rental-\$12.50 Fee-for snowfencing, or other City maintenance	The Org. and City clean up (no charge to Org.)	Organization must make the contact
St. Thomas	No		-only 2 parks suitable for picnic in the City -use covered pavillions	Deposit-none Rental-\$20 (this covers water and hydro found at every pavillion)	Org. is responsible, if they don't, City cleans it up in their daily routine. Note: only propane bbq's allowed (no charcoal)	Organization must make the contact

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(C:PRKSCHRT)

MUNICIPALITY	ALCOHOL PERMITTED IN PARKS	GUIDELINES WITH ALCOHOL	DESIGNATED PARKS	DEPOSIT/FEES	CLEAN-UP	BD. OF HEALTH
Waterloo	Yes (copy of LCBO permit, million \$ liability, design- ated driver policy)	Enclosed, washrooms, police, insurance	Use specific park (fenced in area, starting to construct a building)	Deposit-none Rental-none Fee-damage, extra clean-up	Organization responsible, if not done, charged for City's time	Organization makes contact
Windsor	Yes (need Council approval)	Windsor Beer Tent Operators/ Windsor Police Association Guidelines (ie. double snowfence, washrooms, security, etc.)	Specific parks (away from residences, prefer to use enclosed areas)  Do not allow in picnic areas, or in small neigh- bourhood parks	Deposit-\$500 damage Rental -Charitable Group \$125/day -Non-Charitable Group \$300/day -Picnic Area \$20-\$22 Fee-labour and rental of equipment	Organization responsible, if they don't, City will clean and deduct money from damage deposit	Organization makes contact
Woodstock	Yes (need liquor permit)	Need to be fenced in or have tent, washrooms (No security required)	Use largest park, as it has 2 pavillions	Deposit-none Rental-with alcohol \$100 -without \$11	Organization is responsible, if not done, charged for City's time	Organization makes contact



October 8th, 1991

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FOURTEENTH** Report for 1991 and respectfully recommends:

1. That the Building Commissioner be authorized to issue a demolition permit for 258 Beach Boulevard.
2. (a) That an Agreement by Owner to Accept Compensation for the property of 573667 Ontario Ltd. (Norman Ferguson, President), executed on 1991 August 19, and scheduled for closing on or before 1991 November 15, be accepted and completed. The subject property being Municipal Number 9 Gerrard Street, having a total frontage along the northern limit of Gerrard Street of 5.29 metres (19 feet) more or less, shown as Part 1 on Expropriation Plan No. 79838, together with all structures erected thereon. That the total compensation of \$41,900.66 along with all associated costs be charged to Account Number CF 55903 08750001 (Land Acquisition - Enclave Clearance Program) and that demolition of the structure at 9 Gerrard Street take place upon closing.  
  
(b) That the Mayor and City Clerk be authorized to execute this Agreement on behalf of the City.
3. That the Mayor and City Clerk be authorized to execute the necessary documents to release the property at 1060 Rymal Road East, Hamilton from the restrictive covenants to the City as contained in Instrument Number 207070 L.T. and 207071 L.T. registered on 1987 August 13, subject to the landscaping requirement of the site plan agreement between the owner and the municipality being satisfied prior to the release of said covenants.

4. (a) That the City Solicitor be directed to prepare a by-law to repeal By-laws 90-90 and 90-287 for presentation to City Council.
- (b) That the City Solicitor be directed to prepare a by-law to remove part-lot control from Lots 1, 2, 3, 5, 13, 53, 54, 55, 57, 62, 68, 69, 70, 73, 74, 75, Block 140 and Lots 78 - 138 inclusive of Registered Plan 62M-639, for presentation to City Council.
- (c) That the by-law take effect on the date of approval by the Regional Municipality of Hamilton-Wentworth.
- (d) That the Region be requested to approve the by-law removing part-lot control on the above-noted Lots, 1, 2, 3, 5, 13, 53, 54, 55, 57, 62, 68, 69, 70, 73, 74, 75, Block 140 and Lots 78-138 inclusive of Registered Plan 62M-639.
5. That a Designated Property Grant in the amount of one thousand, one hundred and sixty-five dollars (\$1,165.) be provided to Mrs. M. Gowling, 141 St. Clair Avenue, Hamilton.
6. That approval be given to Zoning Application 91-36, Shirley T. Young, owner, requesting a modification to the established "DE-3" (Multiple Dwellings) District regulations, to permit a two-family dwelling and a lodging house for 9 lodgers with two kitchens, for property located at 234 MacNab Street South, as shown on the attached map marked as Appendix "A", on the following basis:
  - (a) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
    - (i) That notwithstanding Section 10C of Zoning By-law No. 6593, a two-family dwelling and a lodging house for a maximum of nine lodgers with two kitchens, shall be permitted only within the existing building;
  - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1248, and that the subject lands on Zoning District Maps W-5 and W-6 be notated S-1248;
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps W-5 and W-6 for presentation to City Council;



- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
7. That Zoning Application 91-42, Henry A. Hader, owner, requesting a modification to the established "C" (Urban Protected Residential, etc.) District regulations, to permit the established four-family dwelling, on property located at 161 Delaware Avenue, as shown on the attached map marked as Appendix "B", be denied for the following reasons:
- (a) It is contrary to the intent of the Official Plan, in that it represents the introduction of a four-family dwelling into an area predominantly occupied by single-family and two-family dwellings and would contribute to an indiscriminate mix of housing types;
  - (b) Approval of the application would encourage other similar applications which, if approved, would alter the character of the area;
  - (c) Approval of this application would be contrary to the intent of By-law 76-229 (St. Clair Neighbourhood Rezonings) which downzoned this area from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "C" (Urban Protected Residential, etc.) District, in effect, eliminating the potential for townhouses and permitting conversions to two-family dwellings only;
  - (d) It is contrary to recently adopted City Council policy on the "Housing Intensification Strategy" respecting Residential Conversions, in that the "C" District would only permit one accessory apartment as-of-right in all existing single-family dwellings.
8. That approval be given to Zoning Application 91-44, Catherine Marie Healey (Healey Hair Design), lessee, requesting a modification to the "C" (Urban Protected Residential, etc.) District regulations, to permit a hairdresser as a home occupation use, for property located at 126 Lilacside Drive, as shown on the attached map marked as Appendix "C", on the following basis:
- (a) That the "C" (Urban Protected Residential, etc.) District regulations as contained in Section 9 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

- (i) Notwithstanding paragraphs (f) and (h) of Section 2.(2) H.(iii), hairdressing shall be permitted as a home occupation on the following basis:
    - (1.) It is carried on by not more than one hairdresser having a principal and permanent place of residence on the premises; and,
    - (2.) There shall not be more than one comb-out centre and one styling sink.
  - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1249, and that the subject lands on Zoning District Map E-27 be notated S-1249;
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27 for presentation to City Council;
  - (d) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
9. That approval be given to Zoning Application 91-45, James and Mary Miklos, owners, for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit development of the subject lands for 5 single-family dwellings, for properties located at 1062 and 1088 Upper Paradise Road, as shown on the attached map marked as Appendix "D", on the following basis:
- (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
  - (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-37D for presentation to City Council; and,
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.



10. That approval be given to Zoning Application 91-46, Christopher Pies Inc., prospective owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, to permit a 2 storey retail office building and a one storey restaurant (Tim Hortons) to be developed in conjunction with the adjacent lands to the east, for the property located at 27 Rymal Road West, as shown on the attached map marked as Appendix "E", on the following basis:
  - (a) That the subject lands be rezoned from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District;
  - (b) That the "HH" (Restricted Community Shopping and Commercial) District regulations, as contained in Section 14A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
    - (i) That a minimum 3.0 m wide landscaped planting strip and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the southerly rear lot line;
  - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1185a, and that the subject lands on Zoning District Maps W-9D and W-9E be notated S-1185a;
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps W-9D and W-9E for presentation to City Council;
  - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
11. That approval be given to Zoning Application 90-74, Antonette Biggs, owner, requesting a modification to the "D" (Urban Protected Residential, One and Two-Family Dwellings, Townhouses, etc.) District regulations, to permit a two family dwelling, on property located at 49 Holly Avenue, as shown on the attached map marked as Appendix "F", on the following basis:

- (a) That the "D" (Urban Protected Residential, One and Two-Family Dwellings, Townhouses, etc.) District regulations as contained in Section 10 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
  - (i) That notwithstanding Section 10 of Zoning By-law No. 6593, a two-family dwelling shall be permitted;
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1250, and that the subject lands on Zoning District Map E-52 be notated S-1250;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-52 for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

12. That leave be granted to introduce the following Bills:

- (a) Bill C-74     A By-law to designate land located at Municipal Nos. 69 Pearl Street North and 210-214 Napier Street as Property of Historic and Architectural Value and Interest.
- (b) Bill C-75     A By-law to adopt Official Plan Amendment No. 103 respecting lands located south of Strawberry Drive and east of Lake Avenue North (rear of 921 Queenston Road East) within the Riverdale East Neighbourhood.
- (c) Bill C-76     A By-law to amend Zoning By-law No. 6593 respecting lands located in the Red Hill Valley between the T. H. & B. Railway Tracks to the north and the proposed extension of Greenhill Avenue to the south.



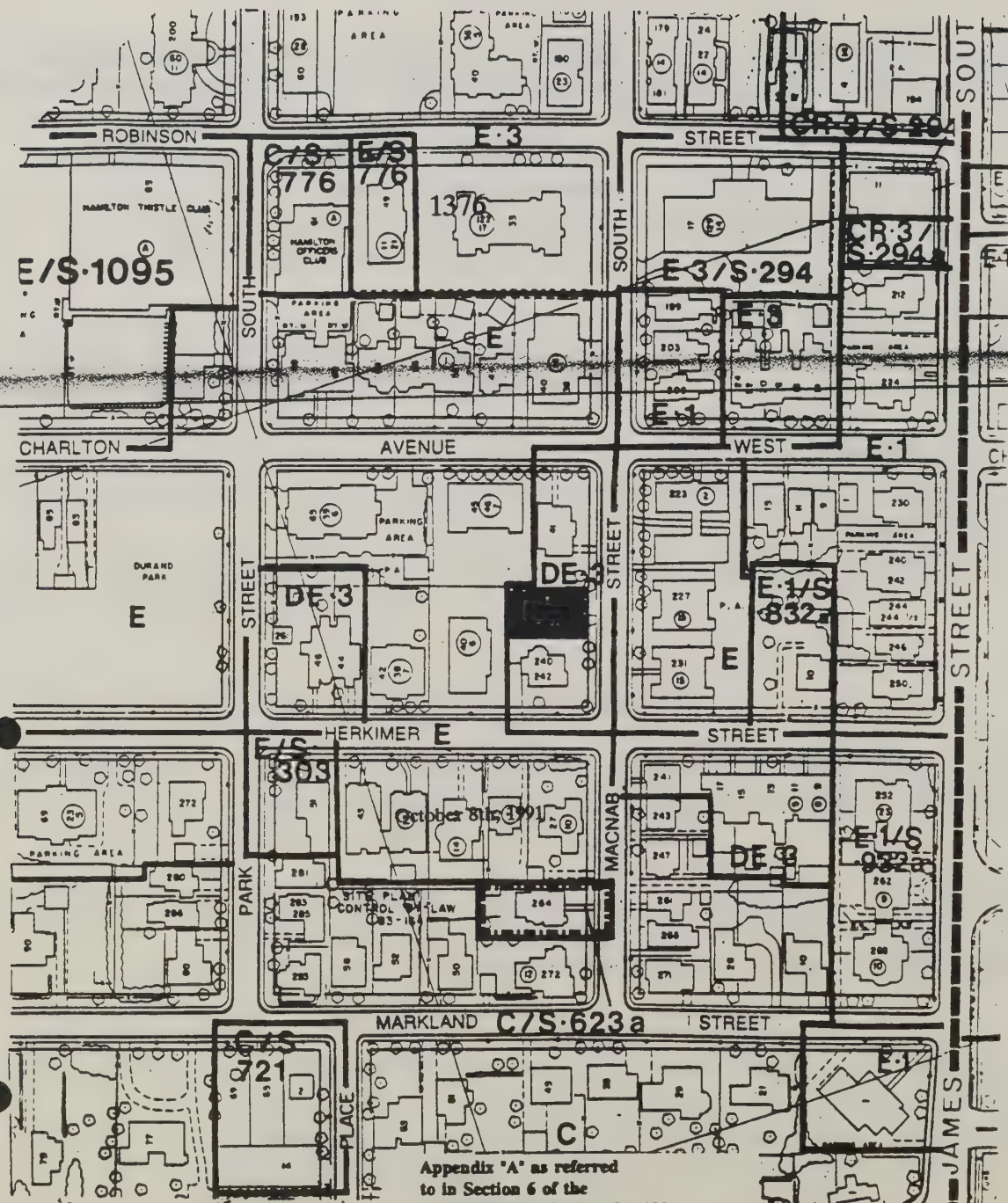
October 8th, 1991

- (d) Bill C-77 A By-law to remove part of "Lillian Heights - Phase 2"  
Registered Plan of Subdivision from Part-Lot Control.

Respectfully submitted,

ALDERMAN F. LOMBARDO, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE

Charlene J. Coutts  
Secretary  
1991 October 2



Legend



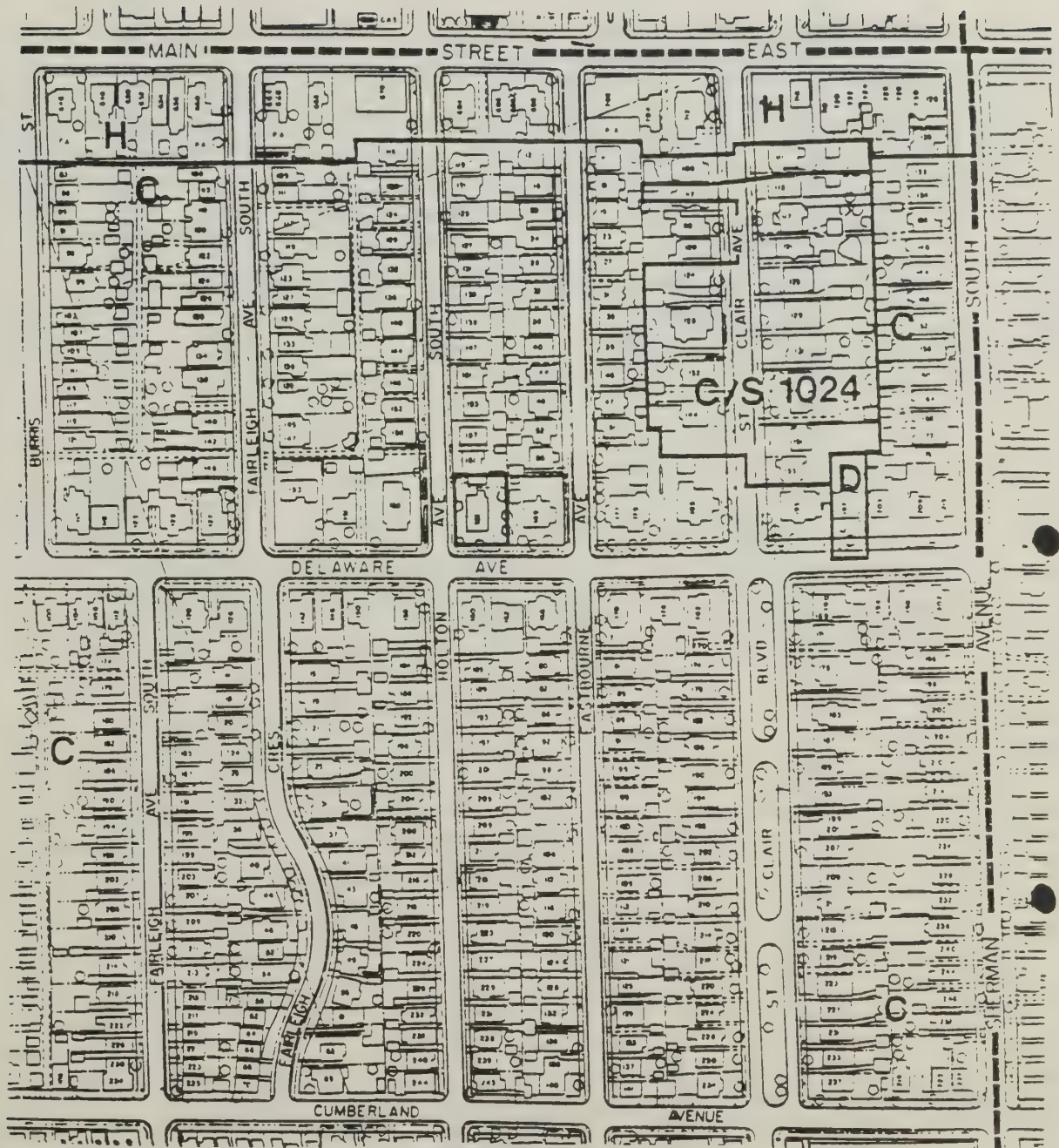
Site of the Application

Appendix 'A' as referred  
to in Section 6 of the  
FOURTEENTH Report for 1991  
of the Planning and  
Development Committee

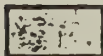




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LEGEND

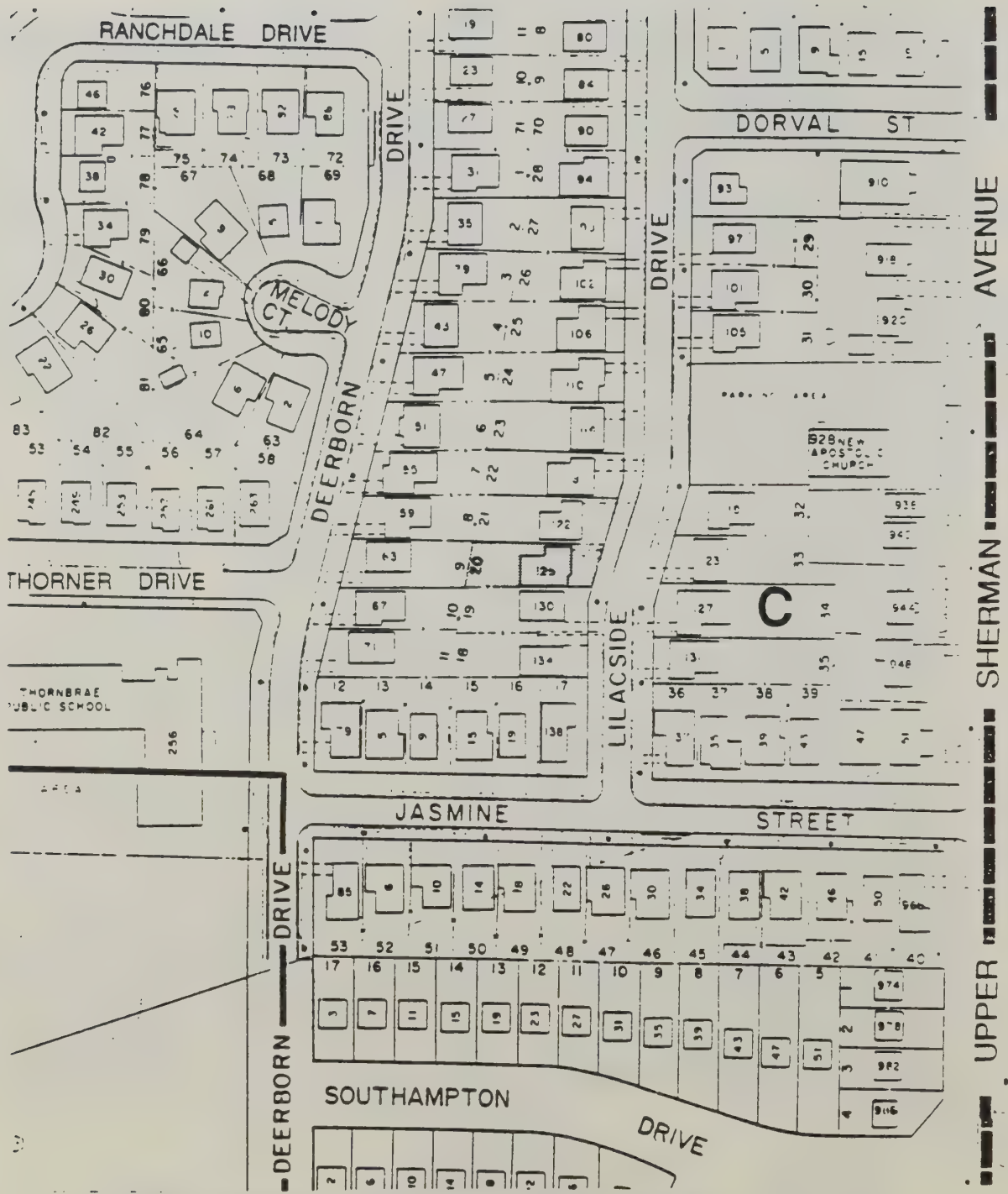


SITE OF THE APPLICATION

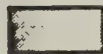
Appendix "B" as referred  
to in Section 7 of the  
FOURTEENTH Report for 1991  
of the Planning and  
Development Committee

2A 91-42

October 8th, 1991



Legend



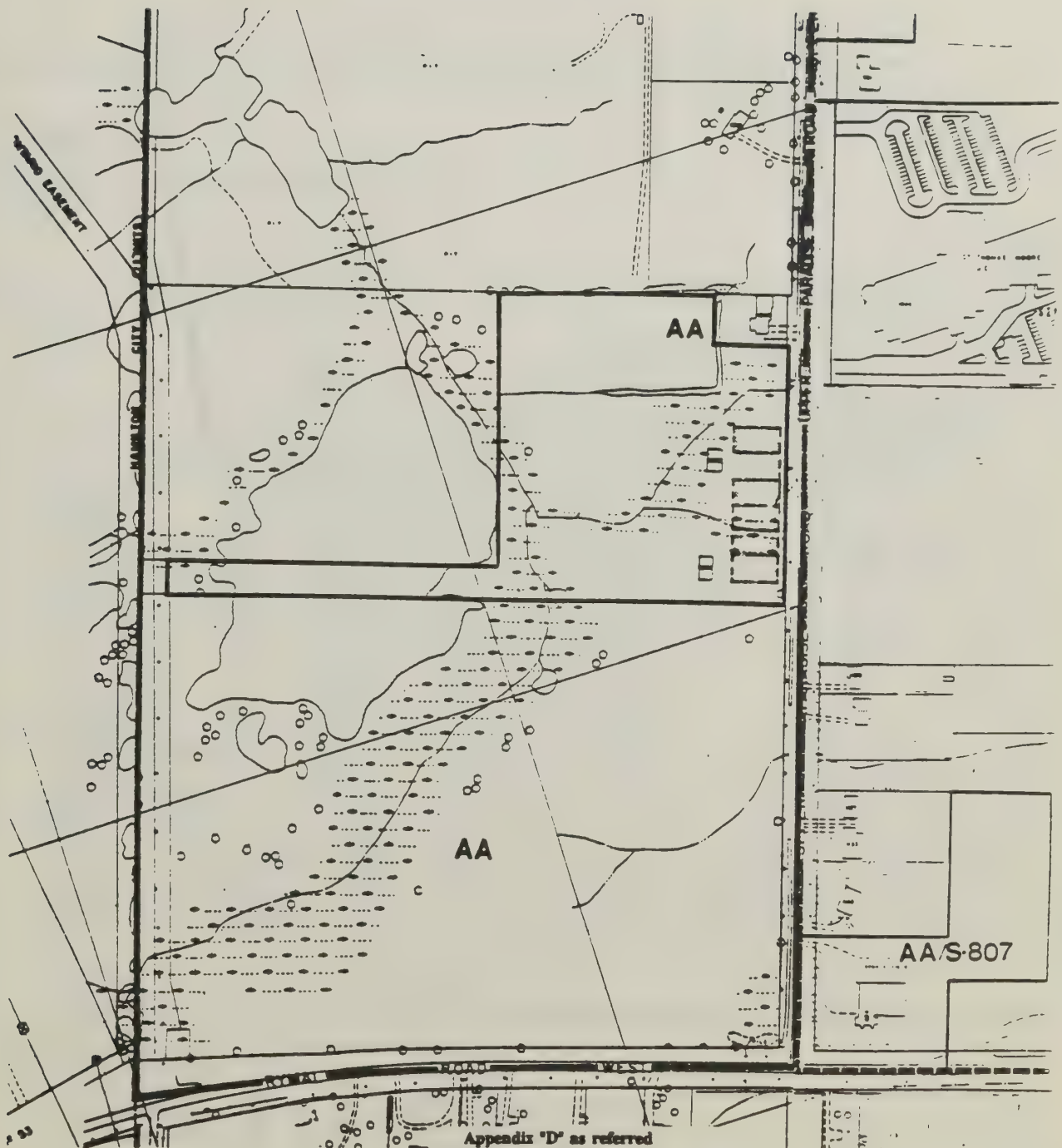
Site of the Application

Appendix "C" as referred  
to in Section 8 of the  
FOURTEENTH Report for 1991  
of the Planning and  
Development Committee

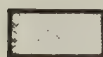




October 8th, 1991



**Legend**

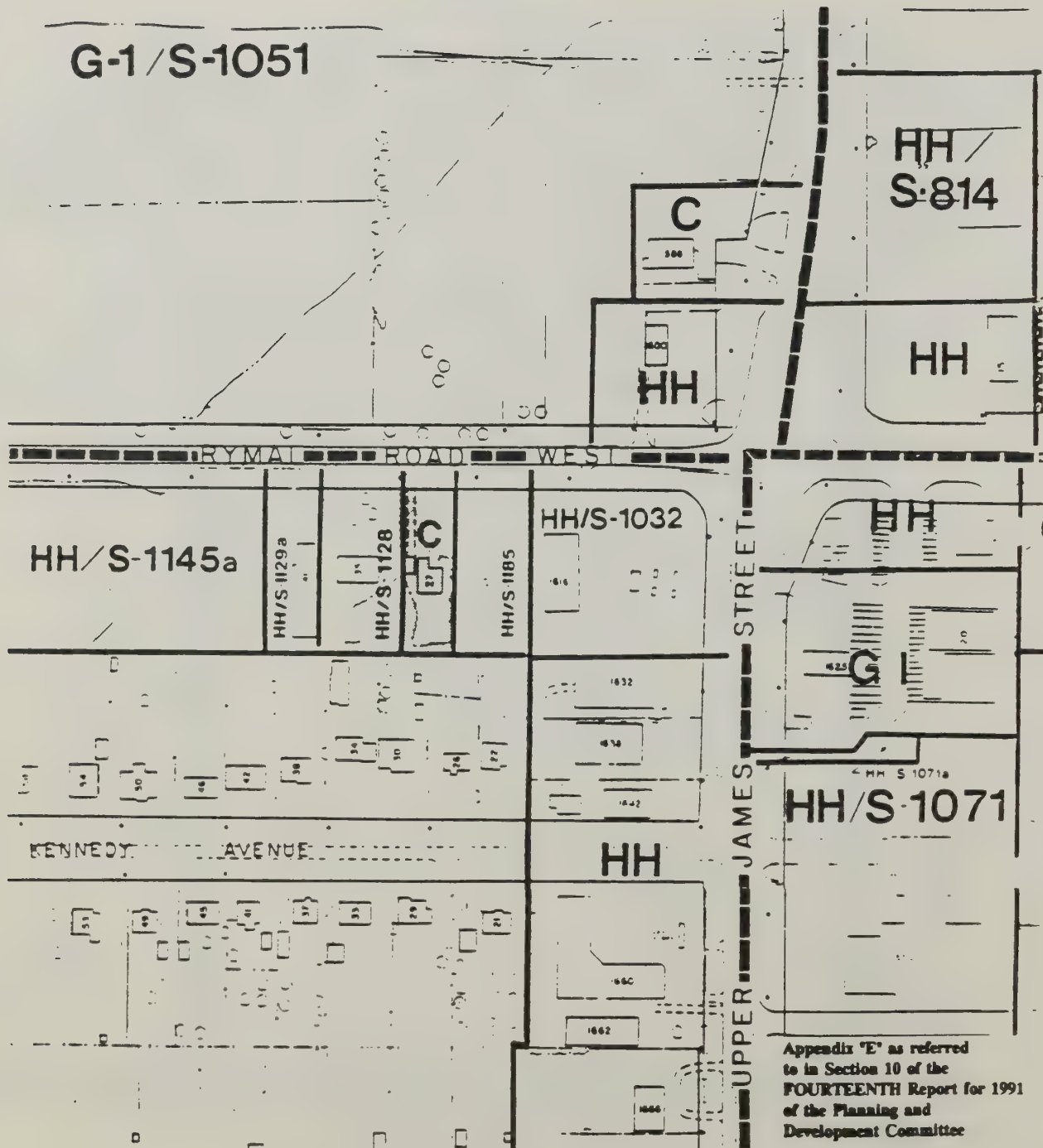


Site of the Application

Appendix "D" as referred  
to in Section 9 of the  
FOURTEENTH Report for 1991  
of the Planning and  
Development Committee



**G-1 / S-1051**

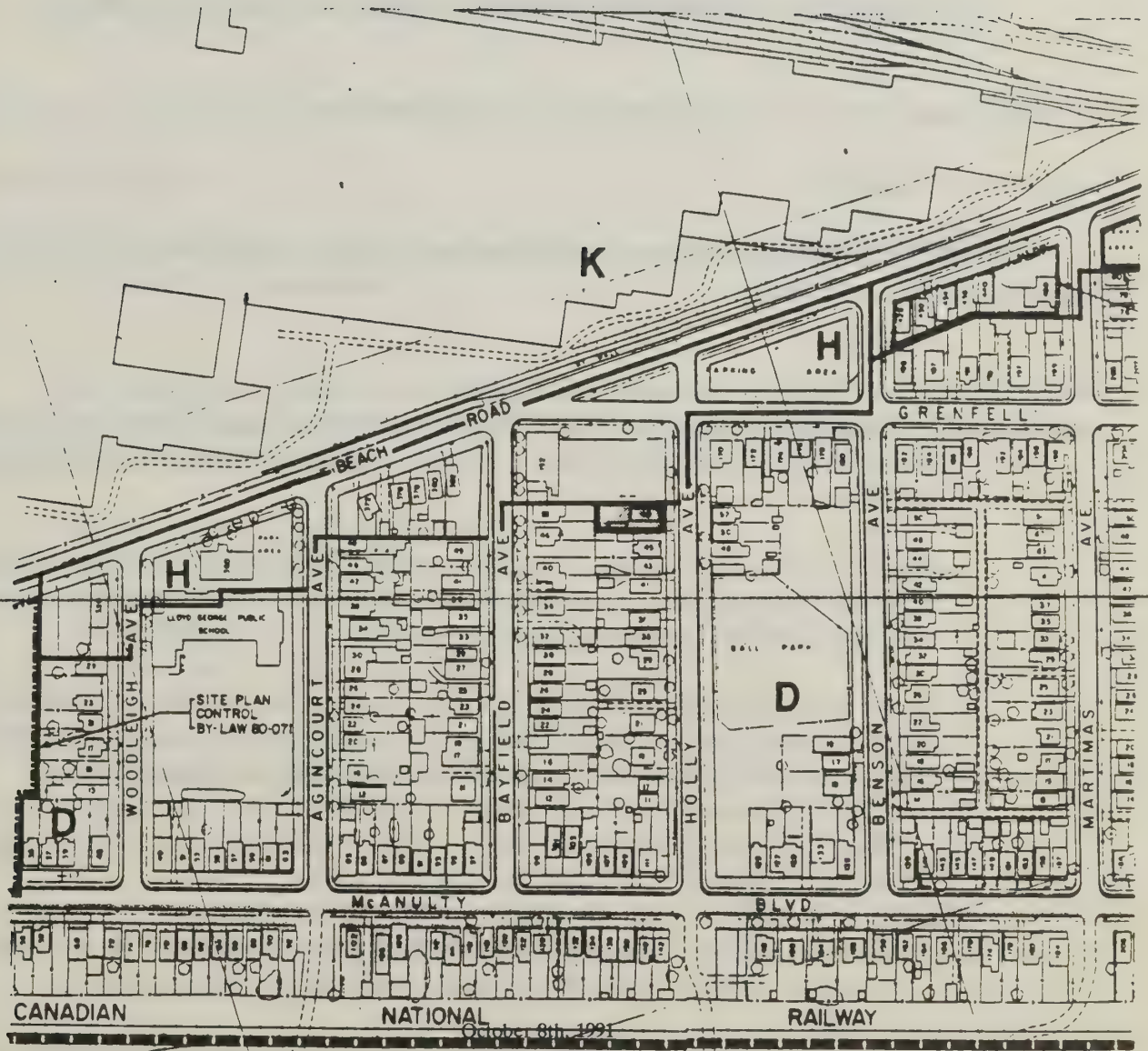


### Site of the Application





October 8th, 1991



Appendix "T" as referred  
to in Section 11 of the  
**FOURTEENTH** Report for 1991  
of the Planning and  
Development Committee

**Legend**



Site of the Application



October 8th, 1991

## **REPORT OF THE INFORMATION SYSTEMS COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Information Systems Committee presents its **SIXTH** Report for 1991 and respectfully recommends:

1. (a) That IBM of Hamilton, provide leasing services in accordance with their proposal dated 1991 September 4. Lowest acceptable of seven leasing proposals received.

One 9121 Central Processor (replacing one 4381 and one 4341 processors) at \$26,309.00/month for 48 months (plus GST and PST) from Account No. CH56605 26020 (Equipment Leasing).

Three model 3390 Disk Drives and Communications Director (replacing 6, 3380E disk drives) at \$14,166.00/month (total) for 48 months (plus GST and PST from Account No. CH56605 26020 (Equipment Leasing).

- (b) That the Leasing Agreement be in a form satisfactory to the City of Hamilton Solicitor (The City of Hamilton is the Lessee).
- (c) That the term of the Agreement is to be to 1994 November 30, with an option in favour of the City to extend for the balance of the lease term.
- (d) That the City of Hamilton Mayor and Clerk be authorized to execute the Master Lease Agreement.

**Respectfully Submitted,**

**ALDERMAN J. GALLAGHER, CHAIRMAN  
INFORMATION SYSTEMS COMMITTEE**

**K. C. Christenson  
Secretary  
1991 October 4**



October 8th, 1991

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **EIGHTEENTH** Report for 1991 and respectfully recommends:

1. That Civic Silver Pins be awarded to the following members of the Hamilton-Wentworth Aquatic Club for winning the Provincial Championship for Hamilton in the following categories:
  - Steve Lysak - 200 Breaststroke
  - Rob McLarty - 200 Free Relay
  - Stefan Rappazzo - 200 Free Relay
  - Brad Sindrey - 200 Medley Relay
  - Kevin Tee - 200 Free Relay
2. That approval be given to the Justice for Women Coalition for use of City Hall meeting room 264 on Thursday, October 17, 1991 from 7:00 p.m. to 9:30 p.m.
3.
  - (a) That the City of Hamilton purchase one (1) table of ten (10) people for attendance at The Hamilton Gallery of Distinction Dinner to be held on November 16, 1991.
  - (b) That the cost being \$1,000.00 be charged to Account No. 55299-24214.
4.
  - (a) That a contract be entered into between Mansueto Display Associate Ltd., the City of Hamilton and the Hall of Fame to construct and parade a float in the 1991 Grey Cup Parade in Winnipeg, Manitoba (as per attached rendering), at a cost not to exceed \$21,500.00.
  - (b) That the Mayor and City Clerk be authorized to execute a contract satisfactory to the City Solicitor and the Hall of Fame.

October 8th, 1991

5. That the appropriate by-law to authorize the borrowing of monies to pay off bank overdrafts in relation to current expenditures be enacted by City Council.
6. That the appropriate by-law to appoint an external auditor be enacted by City Council.
7.
  - (a) That the City of Hamilton host a welcoming ceremony at City Hall followed by a luncheon at the Royal Connaught Hotel in honour of President and Mrs. Goncz of Hungary, for approximately 250 community leaders and Hungarian representatives.
  - (b) That this expenditure in the amount of \$8,500.00, be financed from the Special Civic Receptions and Delegations Hosting Account No. CH55314-84010.
8.
  - (a) That the City of Hamilton host a welcoming ceremony at City Hall followed by a luncheon at the Royal Connaught Hotel in honour of the drama group from Siauliai, Lithuania, who are paying a reciprocal visit to the City of Hamilton, for approximately 35 people.
  - (b) That this expenditure, in the amount of \$600.00 be financed from the Special Civic Receptions and Delegations Hosting Account No. CH55314-84010.
9. That the City of Hamilton pay \$500.00 for a half page publication in a commemorative program published by the Hamilton & District Multicultural Council in order to congratulate Ellen Fairclough for being chosen as the recipient of the Hamilton & District Multicultural Humanitarian & Merit Award; and that this be charged to Unclassified Expenditures Centre # 24201.
10. That the request to purchase space in and volumes of the "Allegiance" publication be forwarded to Regional Council for consideration.



11. (a) That Members of City Council and all employees of the Corporation of the City of Hamilton, in their commitment to promote equality of women, avoid the use of sexist language and sex-stereotyping in all forms of communication.
- (b) That the Guideline for the Use of Non-sexist Language, as outlined in Schedule "A" attached hereto, be circulated to all Members of City Council and employees of the Corporation of the City of Hamilton.

Recorded vote on Section 11 (a)

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Jackson, Ross. - 13.

NAYS: Aldermen Formosi, Merling, Murray. -3.

**CARRIED.**

Recorded vote on Section 11 (b)

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Wilson, Agostino, Jackson. -10.

NAYS: Aldermen McCulloch, Lombardo, Formosi, Merling, Murray, Ross. -6.

**CARRIED.**

12. (a) Further to Section 14 of the Eighteenth Report of the Finance and Administration Committee adopted May 29, 1990 with respect to the licensing of a special class of wheelchair accessible integrated taxicabs, it is recommended that no further action be taken at this time to implement this special class of taxi licence until such time as the study of Transportation Services for People with Disabilities, commissioned by the Regional Technical Co-ordinating Committee, is completed.
- (b) That City staff be directed to investigate the feasibility of converting the present taxi cabs to wheelchair accessible cabs and that this report be brought back to the Finance and Administration Committee.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray, Ross. -15.

NAYS: Alderman Drury. -1.

**CARRIED.**

October 8th, 1991

13. That leave be granted to introduce the following Bills:

- (a) **Bill H-44** By-law to Authorize the Borrowing of \$8,000,000.00 to Finance Bank Overdrafts as and when they Arise from Current Expenditures.
- (b) **Bill H-45** By-law to Appoint an External Auditor.
- (c) **Bill H-46** By-law to Confirm the Proceedings of the Corporation of the City of Hamilton.

14. That, as referred to in Section 6 of the NINETEENTH Report of the Parks and Recreation Committee, that the approval of the acquisition of 25 Tecumseh Street, adjacent to the grounds of Dundurn Castle, which originally was Sir Allan MacNab's Gardener's Cottage, be financed from the Reserve for Acquisition of Historic Property, Account Centre No. CH00120 to a total amount of \$175,000.

**ADDED AND CARRIED.**

15. That, as referred to in Section 8 of the FOURTEENTH Report of the Transport and Environment Committee, that the City's Share of Services for Harbottle Estate - Phase 1 in the amount of \$26,993.68 and Orchard Park Estates - Phase 1 in the amount of \$223,424.00 to a total amount of \$250,417.68 be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.

**ADDED AND CARRIED.**

16. That approval be given to the request of Hamilton Against Poverty Group to use the City Hall forecourt and related equipment on Saturday, 1991 October 26 from 10 o'clock a.m. to 2 o'clock for a rally.

**ADDED AND CARRIED.**

**RESPECTFULLY SUBMITTED,**

**ALDERMAN B. HINKLEY, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

T. Agnello, Acting Secretary  
1991 October 3



October 8th, 1991 Schedule "A" as referred to in  
Section 11 of the EIGHTEENTH  
Report of the Finance and  
Administration Committee

**GUIDELINE FOR THE USE OF  
NON-SEXIST LANGUAGE**

**Presented to: Hamilton City Council**

**Prepared by: The Hamilton Status of Women Sub-Committee**

**September 1991**

## Definitions:

October 8th, 1991

- Sexism:** discrimination based on gender
- Sexist language:** language that excludes one sex or gives unequal treatment to men and women
- Sex-stereotyping:** language, attitudes or representations which tend to attribute particular roles and characteristics to people on the basis of their gender without taking them into consideration as individuals
- Communication:** includes written, oral or visual material produced for distribution within the city administration or to the public - (reports, minutes, letters, policies, by-laws, memoranda or publications, forms, questionnaires, contracts, job descriptions and titles)

## Equal Respect

The images and connotations of words used to refer to women often tend to reinforce attitudes and perceptions of the value and place of women in our society and influence how they are regarded and treated.

Words such as "girls" and "ladies", when referring to grown adult females should be avoided.

The word "girl" implies immaturity and dependence while "lady" suggest frailty and daintiness. Adult females as individuals are **women**.

## Job Titles

Avoid using titles that designate the gender of a person. Traditionally, job titles have been designated as "male" or "female" depending on which gender has historically dominated a profession.

Jobs and position titles should focus on the role or responsibility of the job and position, not on the gender of the incumbent.

Suffixes such as "ette" or "ess" or "man" perpetuate the idea that women do not belong in certain occupations.



Avoid

October 8th, 199

Preferred

authoress

author

businessman/businesswoman

business executive, executive, entrepreneur

chairman/chairwoman

chair, chairperson, committee head,  
presiding officer, moderator

craftsman

artisan, craftsperson

directress

director

draughtsman

drafting technician

fireman

firefighter

lady principal

principal

mailman

letter carrier

maintenance man

maintenance worker

male nurse

nurse

policeman

police officer

spokesman

speaker, representative, spokesperson

waitress

server, dining attendant

watchman

security guard

working man

worker, employee, labourer, wage earner,  
average worker, staff member

### Sex-Stereotyping

Sex-stereotyping is another way of denying an individual or group full recognition of status by depicting an oversimplified version of what they really are. The following may be helpful in avoiding stereotypical imagery.

- (a) Mention gender only when it is pertinent.
  - Instead of "Councillors and their wives are invited to a luncheon", the following would be preferred: "Councillors and their spouses (partners, guests) are invited to a luncheon".
  - Instead of "He was attended to by a woman doctor", the following would be preferred: "He was attended to by a doctor".
- (b) Try not to use expressions and terms that are implicitly sexist.
- (c) Remember that lawyers, bus drivers, councillors, accountants, farmers, doctors, journalists, etc., are women too.

### Pronouns

The English language is very male-oriented due to its evolution in a patriarchal society. However, times, values, norms and conditions have changed. The use of "he" to refer to both men and women is absurd.

Since there are no generic singular or common sex pronouns in English, writers should refrain from assuming a one-sex audience, or from creating confusion by coining new words or constructing awkward sentences.

There are alternatives to avoiding the use of masculine pronouns:

October 8th, 1991

(a) Alter the sentence structure.

**Avoid**

"Each staff member may keep some of his personal belongings in his desk."

**Preferred**

"Some personal belongings are allowed in the desk."

(b) Delete the pronoun.

**Avoid**

"The average supervisor believes good staff-management dialogue is essential for his job satisfaction."

**Preferred**

"The average supervisor believes good staff-management dialogue is essential for job satisfaction."

(c) Use plural forms.

**Avoid**

"Each supervisor should meet regularly with his staff."

**Preferred**

"Supervisors should meet regularly with their staff." (or "staffs")

(d) Substitute an article. ("a", "an" or "the")

**Avoid**

"Each director must submit his revised report next week."

**Preferred**

"Each director must submit a revised report next week."

(e) Use "she and he" or "he and she." (This device tends to tongue-tie the reader if over-used.)

**Avoid**

"Each technician should keep his toolbox safely locked away."

**Preferred**

"Each technician should keep his or her toolbox safely locked away."



(f) Use "they, their, them" in the third person singular.

October 8th, 1991

**Avoid**

**Preferred**

"Anyone may attend if he wants to."

"Anyone may attend if they want to."

"Who asked to have his vacation cancelled?"

"Who asked to have their vacation cancelled?"

**Generic Terms, Titles and Verbs**

The word "man" is often defended as a generic term which refers to both men and women. Many listeners, however, perceive "man" to refer only to males; thus it is not truly generic.

The use of the word "man" to mean only men sometimes and women and men at other times can create confusion and ambiguity.

**Avoid**

**Preferred**

alderman

councillor

man

human beings, people, individuals

mankind

humanity, humankind, people, society

manmade

artificial, handmade, synthetic, fabricated, manufactured, constructed

man-hours

labour hours, work hours, staff-hours, worker hours

manpower

workforce, personnel, human resources

man in the street

average person/citizen  
common person/citizen  
the public

manned

staffed, crewed, operated

3-man administrative team

3-person administrative team,  
administrative team of three

man of letters

writer, author, scholar

man of the hour

honoured guest, star of the show, centre of  
attention

best man for the job

best person for the job, best candidate for the job

### Parallel Construction

When men and women are grouped together in language, parallel construction and terminology should be used.

#### Avoid

the men in the office;  
the girls at work

man and wife

men and ladies

Tom Smith is the Superintendent  
of Personnel and his wife  
Helen is a stunning brunette.

#### Preferred

the men in the office;  
the women in the office

husband and wife

men and women, gentlemen and ladies

Tom Smith is the Superintendent of  
Personnel and Helen Smith  
is a noted tax attorney (journalist,  
teacher)

### Demeaning Words and Expressions

Words and expressions which demean any individual undermine a professional relationship and should not be used.

#### Avoid

my girl

Honey, Dear, Sweetheart, Love  
Cutie, Sugar, etc.

#### Preferred

the secretary, or the person's name

the person's name

manly, womanly

describe the characteristic intended, i.e. brave,  
tender, strong, compassionate

girls (for adults)

women

boys (for adults)

men

career girl

name the profession

Does your mother work?

Does your mother work outside the home?

the little woman, the wife

my wife

### Speeches and Oral Communication

- Avoid words which put down, exclude or stereotype either sex.
- Sexist jokes must be avoided.
- Inclusive language should be used throughout a speech, presentation.
- Opening forms of address should include both sexes:
  - Good morning, everyone
  - Colleagues and Friends
  - Friends and Associates
  - Colleagues

### Correspondence: Internal

- (a) Avoid reference to a woman's marital status, unless specified by the addressee. The use of Ms. is generally acceptable.
- (b) Designation of gender or marital status is unnecessary in addressing internal memoranda or reports.



(c) Lists and reports should use both first and last names.

October 8th, 1991

(d) References to all employees should be parallel and consistent, regardless of positions.

**Avoid**

Mrs. Joanne Brown

**Preferred**

Joanne Brown, Director; or Dr. Joanne Brown, Director; or Joanne Brown

**Salutation:**

Dear Mrs. Brown

Dear Joanne Brown

Dear Miss Brown

Dear Director Brown

Dear Ms Brown

Dear Joanne (if known to correspondent)

**Closing Identification:**

Mr. John Smith, City Councillor

John Smith, City Councillor

**Reports:**

The following committee members were present:

The following committee members were present:

Ms S. Singh

Sharon Singh

Mr. E. Walters

Errol Walters

Mrs. V. Eng

Vera Eng

Mr. Alexander and his assistant Diane

Phil Alexander and his assistant Diane Haden

### **Lists:**

October 8th, 1991

Reed, Mrs. Clair

Reed, Clair

McBean, Mr. Trevor

McBean, Trevor

Bent, Miss Clarissa

Bent, Clarissa

### **Correspondence: External**

- (a) When initiating external correspondence, marital status should not be designated by title.
- (b) When replying to external correspondence use the form designated by the originator. (i.e.: do not reply Ms. Smith if the originator specifies Mrs. Smith). Where the information is not known do not assume a particular sex or status.
- (c) When initiating correspondence, if sex and name of the addressee are unknown use the form "Dear Madam/Sir".
- (d) Signatures are a personal choice. However, the traditional requirement of a courtesy title in front of the typewritten name of a woman is not necessary.

### **Avoid**

Mr. and Mrs. Ben Chinsue

Mr. Robert Williamson

Mrs. Akila Opoku

Miss A. Opoku

### **Preferred**

Clara and Ben Chinsue

C. and B. Chinsue

Robert Williamson

Akila Opoku

A. Opoku

**Salutation:**

Dear Mr. and Mrs. Hassan Ali

October 8th, 1991

Dear Carla and Hassan Ali

Dear Carla and Hassan (if known to correspondent)

Dear Gentlemen

Dear Madam/Sir

Dear Colleagues

Dear Constituents

Dear Friends

**Non-Sexist Research:**

The Canadian Psychological Association states research is sexist when it is based on the assumption that men and their interests are more important than women and are more representative of humanity. Sexist bias manifests itself in many ways, including, but not limited to the following:

- researchers use sexist language.
- research is carried out without reference to the economic, social and political context of women's lives.
- researchers omit women from their population sample.

Researchers, authors, editors, readers and reviewers should be aware of sexist bias at all stages of a research project: the literature review, forming the questions, design, sample selection, dependent variables, statistical analysis and the reporting and interpretation of the results.



## **Conclusion**

October 8th, 1991

Eliminating sexist language takes diligence and education. We must recognize and reinforce the proper terminology if we want women to become full and equal participants in our society. It is important that as City representatives, we recognize that communications have a cumulative impact on the perceptions of individuals, their behaviour and their aspirations. Presenting women in a fair and equitable light is one way to fight discrimination.

October 8th, 1991

**RESOURCES**

1. Canadian Advisory Council on the Status of Women, Guidelines for Non-Sexist Language.
2. Canadian Association of Broadcasters, Sex-Role Portrayal Code for Television and Radio Programming.
3. Canadian Broadcasting Corporation, CBC. Guidelines for Sex-Role Portrayal, August 1991
4. Correctional Services Canada, On Equal Terms, How to Eliminate Sexism in Communications. Supply and Services Canada. 1989
5. McMaster University, Policy Statement on Inclusive Communications and Communications Guidelines, April 1990
6. Michigan State University, Division of Women's Programs, Fact Sheet on Bias-Free Communication (undated)
7. Ontario Ministry of Education, Human Resources Branch, Guidelines for Non-Sexist Communications June 1991
8. Ontario Women's Directorate, Non-Sexist Language in the Workplace, (undated)
9. Ryerson Polytechnical Institute, A Guide to Communicating Gender Parity, (Office of the Employment and Educational Equity) 1988
10. Treasury Board of Canada, Elimination of Sexual Stereotyping, Treasury Board Manual, Information and Administrative Management
11. Wentworth County Board of Education, Guidelines for the Use of Non-Sexist Language, 1988
12. York University, Non-Sexist Language, Office of the Advisor to the University on the Status of Women

October 8th, 1991

## **REPORT OF THE COMMITTEE OF THE WHOLE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

City Council Committee of the Whole presents its **SECOND** Report for 1991 and respectfully recommends:

1. a) That, subject to the approval of the Special Purpose Bodies relative to their Board's particulars, the Treasurer and Commissioner of Human Resources be authorized and directed to implement 1992 budget base reductions of \$2,013,400 and staff complement reductions of 50.5 full time equivalents, including any associated rearrangements of budget or Department organization charts, in accordance with the attached Schedule "A" and that the CAO and Management Team maintain all current service levels.
- b) That the CAO and Management Team be authorized and directed to initiate the next phase of the Long Term Continuous Improvement Program involving the participation of all Departments, and that the services of Ernst and Young, Hamilton be retained at a fee not to exceed \$150,000 to provide Consulting Services for the Long Term Continuous Improvement Program in accordance with their proposal dated 1991 May 21st (lowest acceptable of eight proposals) and that a 3% inflationary allowance be made for any work conducted in 1992 and that funding be provided from the Reserve for Tax Stabilization (this expenditure is within budget previously approved by Council).
- c) That any reduction in staffing requirements that may occur as the result of the on going Long Term Continuous Improvement Program be achieved via attrition, early retirements, staff retraining and staff reassignment.
- d) That the CAO and Management Team report back to City Council prior to the 1993 Budget Program with respect to the results of the 1992 Long Term Continuous Improvement Program.

**RESPECTFULLY SUBMITTED,**

**MAYOR R. MORROW, CHAIRMAN  
COMMITTEE OF THE WHOLE**

K. E. Avery, Secretary  
1991 October 8



# RIGHTSIZING REPORT

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
DEPT	1991 BDGT FTE ADJ	1991 FTES (Complement)						1991 FTE'S AS % OF CORP					1992 FTE BASE	PERMANENT DOLLAR SAVINGS FROM 1992 BASE				
		PFT	PPT	TFT	TPT	TOTAL	TOTAL	PFT	PPT	TFT	TPT	TOTAL		FTE RELATED SALARY SAVINGS	FTE RELATED BENEFIT SAVINGS	RECLASS SAVING/ EXPENSE	OTHER DOLLAR SAVINGS	TOTAL DOLLAR SAVINGS

## CITY DEPARTMENTS

BUILDING	-6.00	90.0				0.50	90.50	3.66%	-2.0			-2.00	88.50	\$40,000	\$7,200	\$16,120	\$10,000	\$73,320
CAO	0.00	2.0					2.00	0.08%	0.0			0.00	2.00				\$1,620	\$1,620
CLERK	1.00	55.0	1.50		1.45	57.95	57.95	2.34%	-2.0			-2.00	55.95	\$69,690	\$12,550		\$5,430	\$87,670
Legislative	0.00	12.0				12.00	12.00	0.49%				0.00	12.00					\$0
CULTR & REC	3.00	134.0	31.00	5.00	170.20	340.20	340.20	13.76%	-6.0	-0.50	-2.00	-8.50	331.70	\$151,000	\$21,780			\$172,780
FIRE	0.00	500.0		1.00		501.00	501.00	20.27%	0.0			0.00	501.00	\$50,000			\$14,000	\$64,000
HUMAN RSRCS	-0.89	24.5	0.50		0.50	25.50	25.50	1.03%	-0.5		-0.25	-0.75	24.75	\$25,480	\$4,500	\$8,000		\$37,980
INFO SYSTEMS	-1.00	71.0			0.25	71.25	71.25	2.88%	-2.0			-2.00	69.25	\$71,300				\$71,300
LAW	-1.00	26.0				26.00	26.00	1.05%	-2.0			-2.00	24.00	\$100,880	\$18,160			\$119,040
PLANNING	-2.00	32.0				32.00	32.00	1.29%	-1.0			-1.00	31.00	\$24,100	\$4,340			\$28,440
PROPERTY	0.00	91.0	15.50			106.50	106.50	4.31%	-1.0	-0.50	-0.67	-2.17	104.33	\$48,630	\$5,520	\$32,100		\$86,250
PUBLIC WORKS	-2.09	605.0		12.00		617.00	617.00	24.96%	-15.0		-2.00	-17.00	600.00	\$384,380	\$27,550	\$31,210	\$280,400	\$723,540
TRAFFIC	-1.60	126.0	60.07	1.25	0.53	187.85	187.85	7.60%	-1.0			-1.00	186.85	\$38,060	\$6,850		\$45,000	\$89,910
TREASURY	-1.00	84.0	1.00	1.00		86.00	86.00	3.48%	-2.0			-2.00	84.00	\$63,590	\$11,450			\$75,040

## SPECIAL PURPOSE BODIES

HECFI	-4.00	80.0	0.63			80.63	80.63	3.26%	-1.0	-0.63		-1.63	79.00	\$48,000	\$6,300	\$11,880	\$51,610	\$117,790
HOUSING	0.00	4.0				4.00	4.00	0.16%	0.0			0.00	4.00					\$0
LIBRARY	-3.10	218.0	17.50			235.50	235.50	9.53%	-5.0	-1.50		-6.50	229.00	\$224,340	\$40,380			\$264,720
PARKING AUTH	0.00	19.0			8.00	27.00	27.00	1.09%	-2.0			-2.00	25.00	\$59,760	\$10,760			\$70,520

Note 1

1401

Note 2

Note 3

Note 4

Note 3

# RIGHTSIZING REPORT

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
DEPT	1991 BDGT FTE ADJ	PFT	PPT	TFT	TPT	TOTAL	1991 FTE'S AS % OF CORP	PFT	PPT	TFT	TPT	TOTAL	1992 FTE BASE	FTE RELATED SALARY SAVINGS	FTE RELATED BENEFIT SAVINGS	RECLASS SAVING/ EXPENSE	OTHER DOLLAR SAVINGS	TOTAL DOLLAR SAVINGS

## SUMMARY

<b>CITY DEPARTMENTS</b>																		
	-11.53	1852.5	109.6	20.3	173.4	2155.75		-34.5	-1.0	-2.7	-2.3	-40.42	2115.33	\$1,067,110	\$119,900	\$55,330	\$388,550	\$1,630,890
<b>SPECIAL PURPOSE BODIES</b>																		
	-7.10	321.0	18.1	0.0	8.0	347.13		-8.0	-2.1	0.0	0.0	-10.13	337.00	\$332,100	\$57,440	\$11,880	\$51,610	\$382,510
<b>CORPORATION</b>																		
	-18.68	2173.5	127.7	20.3	181.4	2502.88		-42.5	-3.1	-2.7	-2.3	-50.55	2452.33	\$1,399,210	\$177,340	\$67,210	\$440,160	\$2,013,400

<b>POSITIONS NOT IN COMPLEMENT CALCULATIONS * = HECFI (part time) ** = PROPERTY (tradepersons)</b>																		
*	0.00	0	0.00	0.00	120	119.74						0.00	121.00					
**	0.00	0	0.00	8.00	0	8.00						0.00	8.00					
<b>CORP</b>	-18.68	2173.5	127.7	28.3	301.8	2680.62		-42.5	-3.13	-2.67	-2.25	-50.55	2581.33	\$1,399,210	\$177,340	\$67,210	\$440,160	\$2,013,400

### NOTES:

- Human Resource Centre Figures = City Portion Only
- Portions of the permanent savings in Public Works are contingent on the approval of 1992 Capital Projects
- Housing and Parking Dollar Figures Not Used in Calculation of % or Corporation Totals Due to the Nature of Their Funding
- The Public Library Board is currently considering the same proportion of FTE'S and funding as the other City Departments:  
6.5 FTE'S and \$264,720

Hamilton City Council  
October 29, 1991  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Mayor R. M. Morrow

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,  
Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray,  
Ross.

Mayor Morrow called the meeting to order.

\* \* \* \* \*

Reverend Brant Loper, Binkley United Church led the Council in prayer.

\* \* \* \* \*

Mayor Morrow presented a Certificate of Recognition to Don Eperson who has made an  
outstanding contribution to our community.

\* \* \* \* \*

The Mayor proclaimed the following:

Celebration of Horticultural - Mum Show November 2 to November 17, 1991

Diabetes Month, November, 1991

Kiwanis Week - November 3 to November 9, 1991.

\* \* \* \* \*



URBAN/MUNICIPAL

CAY ON HBL A05

M21

1991

N OF THE CITY

MEMORANDUM

Mrs. J. McAnanama  
Chief Executive Officer  
Hamilton Public Library

*2nd floor*

\*\*\*\*\*

TO: Mr. Lou Sage  
Department Heads  
Legislative Assistants

YOUR FILE:

FROM: Mr. K. E. Avery  
City Clerk

OUR FILE:  
PHONE: 546-4587

SUBJECT: CITY COUNCIL MEETING  
OCTOBER 29, 1991

DATE: 1991 October 31

Attached for your information and appropriate action is a copy of the minutes of the meeting of City Council held October 29, 1991.

Please undertake to carry out the directions of City Council.

URBAN MUNICIPAL

NOV 1 8 1991

GOVERNMENT DOCUMENTS

Correspondence:

1. Resolution dated October 15, 1991 from the Corporation of The Town of Markham respecting Private Member's Bill Introduced in the Legislature with respect to Balanced Budgets.

**Referred to the Finance and Administration Committee.**

2. Letter of Withdrawl regarding Zoning Application from Wilma Faille, Hamilton, Ontario for a further modification to the "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District for 53 Birchwood Drive, Hamilton, Ontario.

**Received.**

3. Application dated October 9, 1991 from Leo Cascioli, Hamilton, Ontario for a modification to the "H" (Community Shopping and Commercial, etc.) District regulations for property located at No. 29 Severn Street, Hamilton, Ontario.

**Received.**

4. Application dated October 10, 1991 from R. V. Kemp, (In Trust), Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 146 Mount Albion Road, Hamilton, Ontario.

**Received.**

5. Application dated October 21, 1991 from Maurice C. Carter Holdings Ltd., Hamilton, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E-3" (High Density Multiple Dwellings) District, modified for lands located within the block bounded by Cannon Street East, Elgin Street, Barton Street East and Ferguson Avenue North, Hamilton, Ontario.

**Received.**

6. Application dated October 23, 1991 from Truwan Holdings Limited, Hamilton, Ontario for a change in zoning from "Lmr-1" (Planned Development - Multiple Residential) District to "G-3" (Public Parking Lots) District for 2444, 2450 Barton Street East and 211 Centennial Parkway.

**Received.**

7. Application dated October 23, 1991 from Robert Shelley Construction Limited, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District for lands in the area north of Rockview Avenue west of the proposed extension of Crerar Drive.

**Received.**

8. Application dated October 23, 1991 from Canadian Japanese Cultural Centre at Oteora, Hamilton, Ontario for a modification to the "M-14" (Prestige Industrial) District for 95 Unsworth Drive, Hamilton, Ontario.

**Received.**

9. Application dated October 23, 1991 from St. Lawrence Cement Inc., Hamilton, Ontario for a further modification to the "M-15" (Prestige Industrial) District for 475 Nebo Road, Hamilton, Ontario.

**Received.**

10. Resolution dated September 24, 1991 from the City of Stoney Creek re: Sale and rental of adult and triple X-rated videos.

**Referred to the Finance and Administration Committee.**

11. Letter dated October 28, 1991 from K. E. Avery, City Clerk advising of an objection to By-law 91-174 respecting property at 987 Upper Paradise Road, Hamilton.

**Received.**



It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into Committee of the Whole to consider the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee, with Alderman Cooke in the chair.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

## **TRANSPORT AND ENVIRONMENT COMMITTEE - FIFTEENTH REPORT**

Section 5 Re: Policy - Sewer disruptions caused by municipal tree roots

It was moved by Alderman Gallagher and seconded by Alderman Merling that Section 5 of the Fifteenth Report of the Transport and Environment Committee for 1991 be amended by adding the following :

"That this resolution be referred to Hamilton-Wentworth Regional Council"  
**CARRIED.**

\* \* \* \* \*

Section 19 Re: Advisory Committee to deal with issues regarding pedestrian safety.

It was moved by Alderman Merling and seconded by Alderman Cooke that Section 19 of the Fifteenth Report of the Transport and Environment Committee be amended by deleting subsection (c) in its entirety and replacing it with the following:

"19 (c) That Regional staff be invited to sit on the Pedestrian Advisory Sub-Committee."

**CARRIED.**

\* \* \* \* \*

Section 20 Re: Incorporation of City lands into various streets

It was moved by Alderman Merling and seconded by Alderman Murray that Section 20 of the Fifteenth Report of the Transport and Environment Committee be amended by adding sub-section (e), (f), (g), (h), (i), (j), and (k) as follows:

- |      |     |           |  |
|------|-----|-----------|--|
| "20. | (e) | Bill A-74 | A By-law to incorporate Block 7, Plan M62M-656 into Westlawn Drive                                     |
|      | (f) | Bill A-75 | A By-law to incorporate Parts 18 and 20, Plan 62R-11096 into Acadia Drive                              |
|      | (g) | Bill A-76 | A By-law to incorporate Parts 12 & 13, Plan 62R-8380 and Part 4, Plan 62R-9499 into Highridge Drive    |
|      | (h) | Bill A-77 | A By-law to incorporate Part 11, Plan 62R-8380 (Excepting Part 1, Plan 62R-11902) into Donn Avenue     |
|      | (i) | Bill A-78 | A By-law to incorporate Part 2, Plan 62R-7591 into Hillview Avenue                                     |
|      | (j) | Bill A-79 | A By-law to incorporate Part 1, Plan 62R-6837 and Parts 1 and 2, Plan 62R-9905 into Centennial Parkway |
|      | (k) | Bill A-80 | A By-law to incorporate Parts 14 and 15, Plan 62R-6964 into Chester Avenue                             |

\* \* \* \* \*

Section 21 Re: Parking Regulation on Bond Street

It was moved by Alderman Merling and seconded by Alderman Cooke that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to consider a resolution regarding an alternate side parking regulation on Bond Street between King and Marion Street.

**CARRIED.**

It was moved by Alderman Merling and seconded by Alderman Cooke that section 21 be added to the Fifteenth Report of the Transport and Environment Committee as follows

21. (a) That an alternate side parking regulation be implemented on Bond Street between King Street and Marion Street such that parking is prohibited on the east side during the winter months;
- (b) That City Traffic By-law 89-72 be amended accordingly. **CARRIED.**

\* \* \* \* \*

Section 22 Re: By-law to incorporate lands into various streets

It was moved by Alderman Merling and seconded by Alderman Murray that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to consider a resolution to incorporate certain City lands into various streets by By-law.

**CARRIED.**

It was moved by Alderman Merling and seconded by Alderman Murray that Section 22 be added to the FIFTEENTH Report of the Transport and Environment Committee as follows:

- "22. (a) That the following City lands be incorporated into the various streets as noted below:

Westlawn Drive	- Blk, 7, Plan 62M-656
Acadia Drive	- Parts 18 & 20, Plan 62R-11096
Highridge Avenue	- Parts 12 & 13, Plan 62R-8380, and - Part 4, Plan 62R-9499
Donn Avenue	- Part 11, Plan 62R-8380
Hillview Avenue	- Part 2, Plan 62R-7591
Centennial Parkway	- Part 1, Plan 62R-6837, and - Parts 1 & 2, Plan 62R-9905
Chester Avenue	- Parts 14 & 15, Plan 62R-6964

- (b) That the appropriate by-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council.
- (c) That the Commissioner of Transportation Environmental Services be authorized and directed to register the by-laws."

**CARRIED.**

\* \* \* \* \*



**PARKS AND RECREATION COMMITTEE - TWENTIETH REPORT**

\* \* \* \* \*

**PLANNING AND DEVELOPMENT COMMITTEE - FIFTEENTH REPORT**

Section 12 Re: Abolishment of Jamesville Business Improvement Area

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. - 16.

NAYS: Alderman McCulloch. -1.

**CARRIED.**

\* \* \* \* \*

**LICENSING COMMITTEE - EIGHTH REPORT**

\* \* \* \* \*

**FINANCE AND ADMINISTRATION COMMITTEE - NINETEENTH REPORT**

Section 26 Re: Hamilton Municipal Employees' Credit Union Ltd. Lease  
- 50 Jackson St. W

It was moved by Alderman Hinkley and seconded by Alderman Drury that Section 26 of the Nineteenth Report of the Finance and Administration Committee be amended to add clause (d) as follows:

(d) That the foregoing lease renewal terms be approved conditional upon the concurrence of the Football Hall of Fame Management Committee.

**CARRIED.**

\* \* \* \* \*

Section 32 Re: \$50,000 grant to Hamilton Spectator Indoor Games

Recorded vote:

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Ross. -13.

NAYS: Aldermen Hinkley, Copps. -2.

**CARRIED.**

\* \* \* \* \*

Section 33 (a) Re: Grant to Y.M.C.A. - Halloween Run

Alderman D. Ross declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Ross is on the Board of Directors of the Y.M.C.A.

Section 33 (a)

It was moved by Alderman Merling and seconded by Alderman Murray that subsection (a) and (b) of Section 33 of the Nineteenth Report of the Finance and Administration Committee be amended by deleting the grant figures \$2,000. and substituting in lieu thereof the figures \$3,000.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, the Finance and Administration Committee and resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills be now read a first time:

A-69, A-70, A-71, A-72, A-74, A-75, A-76, A-77, A-78, A-79, A-80.

C-78, C-79, C-80, C-81, C-82, C-83, C-84.

H-47, H-48.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-69, A-70, A-71, A-72, A-74, A-75, A-76, A-77, A-78, A-79, A-80.

C-78, C-79, C-80, C-81, C-82, C-83, C-84.

H-47, H-48.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Gallagher, Murray, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**



\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-69, A-70, A-71, A-72, A-74, A-75, A-76, A-77, A-78, A-79, A-80.

C-78, C-79, C-80, C-81, C-82, C-83, C-84.

H-47, H-48.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-69, A-70, A-71, A-72, A-74, A-75, A-76, A-77, A-78, A-79, A-80.

C-78, C-79, C-80, C-81, C-82, C-83, C-84.

H-47, H-48.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -17.

NAYS: -0.

**CARRIED.**

October 29th, 1991

\* \* \* \* \*

City Council then adjourned at 9:15 o'clock p.m.

\* \* \* \* \*

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FIFTEENTH** Report for 1991 and respectfully recommends:

1. That a purchase order be issued to Lakeview Sand & Gravel, Paris for the supply and delivery, as and when required during the 1991 winter season, of treated screened sand with an option to renew to April 20, 1992, being the lowest of three tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Stock Materials Account No. CH56197 60999, as follows:  
  
Pick up - \$13.37  
Delivered - \$16.80  
Prices per tonne including all taxes
2. That a purchase order be issued to Sifto Canada Inc., Mississauga, for the supply and delivery, as and when required during the 1991 winter season, of course crushed sodium chloride at a cost of \$38.12 per tonne including all taxes, with an option to renew to April 30, 1992, being the lowest of three tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Stock Materials Account No. CH56197 60999.
3. That City Council enact the appropriate By-law to authorize the construction of local improvements of concrete curb on north side of Leaside Road between Brighton Avenue and Dunn Avenue.
4. That City Council enact the appropriate By-law to authorize the construction of local improvements of concrete sidewalk on east side of Nash Road between Barton Street and a point 24m southerly.



5. That the present policy to alleviate sewer disruptions caused by municipal tree roots, adopted by the City of Hamilton on the 24th day of June, 1986 be amended to include:

**Blockage on Road Allowance**

"If there is a blockage caused by settlement or a collapsed or broken sewer line, the Regional Municipality of Hamilton-Wentworth will pay 100% of the cost to repair the sewer line, regardless of whether or not tree roots are present" and

That the following headings be added to the policy to improve the understanding of the policy, and

"Sewer Cleaning"

"Blockage by Tree Roots"

"Blockage other than Tree Roots"

"50/50 Cost Share"

"Blockage on Road Allowance"

That the terminology be improved so that the policy will read as outlined on the attached, Schedule "A".

That this resolution be referred to Hamilton-Wentworth Regional Council.

**ADDED AND CARRIED.**

6. (a) That the construction of an independent concrete sidewalk on the north side of Concession Street from Belvidere Avenue to approximately 99m easterly proceed as a Local Improvement pursuant to Section 12 of the Local Improvement Act, at an estimated gross cost of eleven thousand, nine hundred dollars (\$11,900.), as provided in the 1991 portion of the 1991-1995 Capital Budget with a City share of eleven thousand, nine hundred dollars (\$11,900.);
- (b) That the Finance and Administration Committee be requested to recommend a source of funds for this Capital Project;
- (c) That the Director of Public Works be authorized to construct these works once all the necessary approvals have been received.

7.
  - (a) That the reconstruction of 110 metres of sidewalk along the north side of Fielding Crescent from Lawfield Drive to 31 Fielding Crescent at a cost of \$13,500 be added to the 1991 Road and Sidewalk Capital Reconstruction Program;
  - (b) That the action of the Director of Public Works to proceed with the reconstruction of this sidewalk be confirmed.
  
8.
  - (a) That an Offer to Purchase executed by Larry Alfons Van Herzele and Lisa Anne Basso-Van Herzele on September 25, 1991 and scheduled for closing on or before January 6, 1992, for the purchase of part of the property at 125 East 22nd Street, shown as part of Part 3 on Plan P-1343 Surveys, containing 72 square metres (775.02 square feet), more or less, be approved and completed. The purchase price of \$626.00 be credited to Account Number CH 59050 30001 (Outside Recoveries).
  - (b) That a certified deposit cheque in the amount of \$60.00 be held by the City Treasurer pending approval of this transaction.
  - (c) That an Offer to Purchase executed by Mrs. Ruth Clarke on August 26, 1991 and scheduled for closing on or before January 6, 1992, for the purchase of part of the property at 125 East 22nd Street, shown as part of Part 3 and Part 4 on Plan P-1343 Surveys, containing 238 square metres (2,561.89 square feet), more or less, be approved and completed. The purchase price of \$626.00 be credited to Account Number CH 59050 30001 (Outside Recoveries).
  - (d) That a certified deposit cheque in the amount of \$60.00 be held by the City Treasurer pending approval of this transaction.
  
9. That the Mayor and City Clerk be authorized to execute documents for the purpose of releasing the land described as Part 1 on Plan 62R-8253, being part of 480 Rymal Road West from the covenants set out in Instrument Number 374730 C.D., as this land has now been included by the Purchaser, 100 Main Street East Limited (A. Frisina) in the Plan of Rymal Estates which was registered as Plan 62M-679 on February 8, 1991, in accordance with the original Offer to Purchase finalized on October 13, 1986.

10. (a) That an Option to Purchase, executed by Lloyd Kovacs on October 1, 1991 and scheduled for closing on November 29, 1991, composed of Lot 16, Concession 7, in the former Township of Barton, having a frontage along the westerly limit of West 5th Street of 20.1 metres (66.1 feet), more or less, by depth of 146.2 metres (479.65 feet), more or less, containing an area of 2,938.62 square metres (31,632.07 square feet), more or less, known as Municipal Number 874 West 5th Street, Hamilton, be approved and completed. The purchase price of \$174,000.00 be charged to Account Number CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands);
- (b) That the Regional Surveyors be directed to provide a survey on or before closing, showing as Part 1, the lands being purchased by the City and Part 2, the remainder of the Owner's lands.
- (c) That the Mayor and City Clerk be authorized to execute the necessary documentation.
11. (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a By-Law for the stopping-up and closing of the public walkway in the Eleanor Neighbourhood, between 531 and 535 Eaglewood Drive;
- (b) That the Commissioner of Transportation/Environmental Services be directed to publish a notice pursuant to Section 301 of the Municipal Act R.S.O. 1980, of City Council's intention to pass the By-Law;
- (c) That the Director of Property be directed to proceed with the disposition of the said lands to the abutting owners;
- (d) That the Commissioner of Transportation/Environmental Services register a reference plan under the Registry Act, to delineate the manner in which the closed lands are to be distributed to the abutting owners;
- (e) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of the Regional Act.



12.
  - (a) That the City Solicitor be directed to prepare an amendment to By-Law 86-77 (Streets By-Law) to allow the placement of service club signs upon the road allowance, installed by the City of Hamilton, and at the expense of the service club, so as not to interfere with the use of the untravelled portion of the road allowance, upon the issuance of a permit by the Commissioner of Transportation/Environmental Services.
  - (b) That the following agencies be permitted to place service club logos on signs upon the road allowance at locations approved by the Commissioner of Transportation/Environmental Services:
    - (i) Independent Order of Odd Fellows
    - (ii) Lions Club
    - (iii) Rotary International
    - (iv) Optimist Club
13. That the applications to retain inadvertent encroachments at the locations outlined on Schedule "B", appended hereto, be approved during the pleasure of Council provided:
  - (a) That the owners enter into agreements satisfactory to the Commissioner of Transportation/Environmental Services to indemnify and save the City Harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss;
  - (b) That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.
  - (c) That the first year fee and subsequent annual fee outlined in Schedule "B" be set for these encroachments.
14.
  - (a) That the City of Hamilton convey to the adjacent owner 603976 Ontario Limited lands known as Part 1, Plan 62R-11934 in the City of Hamilton, and that the sale price for these lands be \$1.00;
  - (b) That the City Real Estate Department be authorized and directed to sell Part 1, Plan 62R-11934;

- (c) That the Mayor and City Clerk be authorized and directed to execute the documents required in this matter.

All City and Regional servicing costs have been recovered, and the reserve is outside the existing 20.12 metre road allowance.

15. That the City Solicitor be authorized and directed to prepare the necessary By-Law(s) to establish Part 1 of a Reference Plan prepared by Kin Lau, O.L.S. as part of the Harbottle Court road allowance in order to provide access from Chesely Street to Harbottle Estates - Phase 1 subdivision.
16. That City Traffic **By-Law 89-72** be amended as follows:
- (a) (i) That parking be prohibited on the west side of Cathcart Street between Rebecca Street and Wilson Street;
  - (ii) That the existing "One Hour Parking Time Limit, 24 hours a day, seven days a week" regulation on the east side of Cathcart Street which commences at Wilson Street and extends to a point 91 feet southerly, be extended to Rebecca Street;
  - (b) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the west side of West 3rd Street between McElroy Road and Wembley Road;
  - (c) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on both sides of San Paulo Drive between San Pedro Drive and the north end;
  - (d) (i) That the By-law entry for the implementation of a "No Stopping, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of East 25th Street between Franklin Road and a point 90 feet southerly therefrom be rescinded;
  - (ii) That a "Permit Parking" regulation be implemented on the east side of East 25th Street between Franklin Road and Darcy Court;

- (iii) That a "No Stopping" regulation be implemented on the east side of East 25th Street commencing at Franklin Road and extending to a point 50 feet southerly therefrom;
- (iv) That the Director of Traffic Services be authorized to issue upon request, one parking permit to each of the five abutting residents of East 25th Street between Franklin Road and Darcy Court.
- (e) (i) That the existing "Alternate Side Parking" regulation on Millen Avenue between Brucedale Avenue and Empress Avenue be removed;
- (ii) That parking be prohibited on the west side of Millen Avenue between Brucedale Avenue and Empress Avenue;
- (iii) That a "Permit Parking" regulation be implemented on the east side of Millen Avenue between Brucedale Avenue and Empress Avenue;
- (iv) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to the residents of Nos. 15, 16, 20, 23, 24, 28, and 32 Millen Avenue, and two permits to the residents of Nos. 8, 11, 12 and 19 Millen Avenue.
- (f) That the existing "Permit Parking" regulation on the west side of Dundurn Street South, commencing at a point 86 feet north of Glenside Avenue and extending to a point 21 feet northerly therefrom, be removed;
- (g) (i) That a "Permit Parking" regulation be implemented on the west side of Ray Street North, commencing at a point 51 feet south of York Boulevard and extending to a point 24 feet southerly therefrom;
- (ii) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Mr. Steve Doekstator, 112 Ray Street North;
- (h) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Dover Drive commencing at a point 94 feet west of Greenford Drive and extending to a point 40 feet westerly therefrom;



- (i) (i) That the existing parking meter on the west side of Lottridge Street between Barton Street and a point 98 feet southerly therefrom be removed;
- (ii) That, in accordance with a general Traffic By-law provision, a "No Stopping" regulation be implemented on the west side of Lottridge Street between Barton Street and a point 130 feet southerly therefrom.
- (j) (i) That a "No Stopping" regulation be implemented on the west side of Graham Avenue South, commencing at Monterey Avenue and extending to a point 75 feet northerly therefrom;
- (ii) That a "No Stopping" regulation be implemented on the east side of Graham Avenue South, commencing at Monterey Avenue and extending to a point 52 feet southerly therefrom.
- (k) That stopping be prohibited on the north side of Duff Street between Upper James Street and a point 51 feet westerly therefrom.
- (l) That a "No Parking" regulation be implemented on the east side of East 44th Street commencing at Kerr Street and extending to a point 105 feet northerly therefrom.
- (m) That the existing "No Stopping" corner clearance on the south side of Maplewood Avenue which commences at Balsam Avenue and extends to a point 79 feet easterly therefrom, be shortened to 25 feet;
- (n) That westbound traffic on Brock Street be required to stop for northbound and southbound traffic on Hughson Street North;
- (o) (i) That three-way stop control be implemented at the intersection of Gertrude Street and Lyndhurst Street;
- (ii) That northbound traffic on Albemarle Street be required to stop for eastbound and westbound traffic on Gertrude Street and Lyndhurst Street;
- (iii) That northbound traffic on Rowanwood Street be required to stop for eastbound and westbound traffic on Gertrude Street;

- (p) (i) That northbound traffic on Bastille Street be required to stop for eastbound and westbound traffic on Brigade Drive;
- (ii) That three-way stop control be implemented at the intersection of Brigade Drive (west leg) and Bonaparte Way;
- (q) That three-way stop control be implemented at the intersection of Bow Valley Drive (north leg) and Vittorito Avenue;
- (r) That in accordance with the request by the Hamilton Street Railway Company, the following bus stop relocations be approved:

Route 11 Parkdale

- Northbound - Delete - Mount Albion Road, East side, 91 feet north of Hixon Road (F/S).
- Add - Mount Albion Road, East side 39 feet south of Hixon Road (N/S).
- Southbound - Delete - Mount Albion Road, West side, 50 feet North of Hixon Road (N/S).
- Add - Mount Albion Road, West side, 85 feet South of Hixon Road (F/S).

- 17. That a School Crossing Guard be assigned to the intersection of West 5th Street and Chester Avenue during the morning and evening crossing periods only.
- 18. That a School Crossing Guard be assigned to the intersection of Upper Wentworth Street and Vickers Road during the morning and evening school crossing periods only.
- 19. (a) That approval be given in principle to the formation of an Advisory Committee to deal with issues regarding Pedestrian Safety within Hamilton;
- (b) That the terms of reference and composition of such a Committee be drafted by staff for approval by the Transport and Environment Committee;
- (c) That Regional staff be invited to sit on the Pedestrian Advisory Sub-Committee.

**ADDED AND CARRIED.**



20. That leave be granted to introduce the following Bills:

- (a) **Bill A-69** A By-law to authorize the construction of an independent concrete curb under Section 12 of the Local Improvement Act on the north side of Leaside Road between Brighton Avenue and Dunn Avenue.
- (b) **Bill A-70** A By-law to authorize the construction of an independent concrete sidewalk under Section 12 of the Local Improvement Act on the east side of Nash Road between Barton Street and a point 24m southerly.
- (c) **Bill A-71** A By-law to amend By-law 89-72 to Regulate Traffic.
- (d) **Bill A-72** A By-law to amend By-law 89-72 to Regulate Traffic.
- (e) **Bill A-74** A By-law to incorporate Block 7, Plan M62M-656 into Westlawn Drive
- (f) **Bill A-75** A By-law to incorporate Parts 18 and 20, Plan 62R-11096 into Acadia Drive
- (g) **Bill A-76** A By-law to incorporate Parts 12 & 13, Plan 62R-8380 and Part 4, Plan 62R-9499 into Highridge Drive
- (h) **Bill A-77** A By-law to incorporate Part 11, Plan 62R-8380 (Excepting Part 1, Plan 62R-11902) into Donn Avenue
- (i) **Bill A-78** A By-law to incorporate Part 2, Plan 62R-7591 into Hillview Avenue
- (j) **Bill A-79** A By-law to incorporate Part 1, Plan 62R-6837 and Parts 1 and 2, Plan 62R-9905 into Centennial Parkway
- (k) **Bill A-80** A By-law to incorporate Parts 14 and 15, Plan 62R-6964 into Chester Avenue

**ADDED AND CARRIED.**

21. (a) That an alternate side parking regulation be implemented on Bond Street between King Street and Marion Street such that parking is prohibited on the east side during the winter months;

(b) That City Traffic By-law 89-72 be amended accordingly.

**ADDED AND CARRIED.**



22. (a) That the following City lands be incorporated into the various streets as noted below:

Westlawn Drive	- Blk, 7, Plan 62M-656
Acadia Drive	- Parts 18 & 20, Plan 62R-11096
Highridge Avenue	- Parts 12 & 13, Plan 62R-8380, and
	- Part 4, Plan 62R-9499
Donn Avenue	- Part 11, Plan 62R-8380
Hillview Avenue	- Part 2, Plan 62R-7591
Centennial Parkway	- Part 1, Plan 62R-6837, and
	- Parts 1 & 2, Plan 62R-9905
Chester Avenue	- Parts 14 & 15, Plan 62R-6964

- (b) That the appropriate by-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council.
- (c) That the Commissioner of Transportation Environmental Services be authorized and directed to register the by-laws."

**ADDED AND CARRIED,**

**RESPECTFULLY SUBMITTED,**

T. Agnello  
Secretary

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

October 21, 1991

October 29th, 1991

**"PROPOSED POLICY"**

**SEWER - STREET TREE POLICY**

**CITY**

- Sewer Cleaning** When the City receives complaints from a property owner regarding City tree roots impairing the operation of the property owner's sewer, it will be the property owner's responsibility to call a sewer contractor to clean out the property owner's sewer. The sewer contractor will advise the property owner and the City by way of a signed affidavit, of the exact cause of the blockage.
- Blockage by Tree Roots** If it is determined that the sewer blockage was caused by the roots of a City tree, the City will assume 100% of the cost of the clean out.
- Blockage other than Tree Roots** If it is determined that the blockage was not caused by the roots of a City tree, the total cost for the clean out will be assumed by the property owner.
- 50/50 Cost Share** If a sewer clean out is required twice or more in one year, as the result of City tree roots, the Director of Public Works will discuss the situation with the property owner and a decision will be made by the Director of Public Works to cost share 50/50 either the removal of the tree and/or replacement of that portion of the sewer line affected by tree roots. The replacement sewer line must meet Region of Hamilton-Wentworth Specifications and a permit must be obtained prior to construction.
- Blockage on Road Allowance  
NEW**
- A.** If there is a blockage caused by settlement or a collapsed or broken sewer line, the Regional Municipality of Hamilton-Wentworth will pay 100% of the cost to repair the sewer line, regardless of whether or not tree roots are present.
- B.** If there is a blockage caused by tree roots, then arrangement will be made to cost share 50/50 for the removal of the blockage.
- Upon discussion with the property owner, the Director of Public Works has the option to continue with a scheduled sewer clean out program; the City will assume 100% of the cost of the clean out.

PSU/rb  
May 22, 1991

Major change from previous policy 1425

October 29th, 1991

Council Date: October 29, 1991

**Schedule "B"**

<u>Location</u>	<u>Type of Encroachment</u>	<u>Solicitor/Agent</u>	<u>First Year/Annual</u>	<u>File Number</u>
147-155 Dundonald Ave Hamilton, Ontario	Brick steps 0.15' x 15.2' Interlocking Brick Patio 12.5' X 60.33'	Fothergill Planning and Development 1015-135 James Street South Hamilton, Ontario L8P 2Z6	\$112.00/20.00	T103-50(967)
69 Barclay Street Hamilton, Ontario	Concrete Steps measuring 0.84' X 5'	Paul Y. Tokiwa 520 Upper Sherman Avenue Hamilton, Ontario L8V 3L8	\$112.00/20.00	T103-50(968)
25 West Avenue North Hamilton, Ontario	Wood Steps measuring 2.98' X 5.0' Wood Verandah 0.27' X 16.3'	Milton Lewis 120 King Street West P.O. Box 926, Stn A Hamilton, Ontario L8N 3P9	\$112.00/20.00	T103-50 (966)
162 Locke Street North Hamilton, Ontario	Concrete Verandah measuring 3.05 m X 21.34 m	Marvin P. Stringer 407-20 Hughson Street South Hamilton Ontario L8N 2A1	\$112.00/20.00	T103-50 (969)
1657 Main Street East Hamilton, Ontario	Fire Escape on Normanhurst Ave. measuring 3.0' x 20.0'	H. P. Wichmann 309 North Shore Blvd. W. Burlington Ontario L7T 1A6	\$230.00/48.00	T103 50 (975)
31 Cluny Avenue Hamilton, Ontario	Wood Steps and Porch measuring 0.5' x 20.2'	P. Radzikowski 31 Cluny Avenue L8L 3H7	\$112.00/20.00	T103 50 (943)



## **REPORT OF THE PARKS AND RECREATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **TWENTIETH** Report for 1991 and respectfully recommends:

1.     (a) That approval be given to the Director of Culture and Recreation to apply to the Ministry of Community and Social Services for a one year employment programme grant for a shared position between Whitehern Museum and the Arts.  
  
       (b) That approval be given to the Children's Museum to apply to the Ministry of Culture and Communications for a one year internship grant.
2.     That the City of Hamilton endorse the efforts of the Hamilton Professional Baseball Inc. (Hamilton Redbirds) in bringing the Canadian Baseball Hall of Fame and Museum to Hamilton.
3.     (a) That the responsibilities associated with the Turf Section of Parks Horticulture (King's Forest and Chedoke Golf Courses, Churchill, Roselawn, Fernleigh and Mount Hamilton Lawn Bowling) be transferred to Parks Facilities under the jurisdiction of the Superintendent of Facilities as outlined on the organizational chart attached hereto as Appendix "A".  
  
       (b) That the action taken by the Director of Public Works to implement this change effective 1991 October 7, be approved.
4.     That Bruleville Park located in the Bruleville Neighbourhood between Upper Wellington Street and Upper Wentworth Street, be renamed Bruleville Nature Park.

5. That the newly created park in the Trenholme Neighbourhood be officially named Trenholme Park.
6. That the following artifact be deaccessioned and destroyed:

1969.614 Framed black and white engraving of "Hon. D. McInnis".
7. That the list of wares, attached hereto as Appendix "B", be registered with the Crystal Palace Trademark.
8. (a) That the proposal to construct a Regional Storm Water Management Facility in the Simcoe Street Park, be endorsed
  - such that the facility be buried
  - such that the facility be maintained to completely eliminate any aroma
  - such that this proposal may proceed to an open-house meeting to receive public input and report back to the Parks and Recreation Committee.(b) That the Director of Property and the City Solicitor be authorized to prepare a lease agreement between the City of Hamilton and the Regional Municipality of Hamilton-Wentworth for the required land, crediting the 5% Reserve for Parkland.
- (c) That the Director of Public Works be authorized to prepare a grading and landscaping plan for the rehabilitation and enhancement of the site, to be implemented by the Region as a component of the facility development.
9. (a) That Section 19 of the THIRTEENTH Report of the Parks and Recreation Committee approved by City Council on 1991 June 25, authorizing the purchase of a portion of the CP Rail right-of-way on the north side of Main Street West, west of Cootes Drive, subject to an Agreement approved by the City Solicitor, be rescinded in its entirety and that the purchase of the said lands not proceed.
- (b) That the Region, through the Engineering Services Committee's Bicycle Advisory Sub-Committee, be requested to consider the acquisition of this parcel to provide a continuous open space link between Dundas and Hamilton.

10. That the Corporation of the City of Hamilton enter into a contract, satisfactory to the City Solicitor, with John Mokrycke Architect, Hamilton, for a maximum contract price of \$20,000.00 for full architectural and engineering services in the design, contract documentation and administration of construction of a new club house for the Hamilton Tennis Club.
11. (a) That an Option to Purchase by the City of Hamilton, duly executed on 1991 October 11 and scheduled for closing on or before 1992 January 10, by the owner, William Klippenstein, of the lands and premises situated in the Regional Municipality of Hamilton-Wentworth, in the City of Hamilton being composed of part of Lot 59, Registered Plan 228, having a frontage of 9.45 metres (31 feet), more or less, along the southerly road limit of Tecumseh Street, by a depth of 30.7 metres (101 feet), more or less, and comprising a total area of 290.87 square metres (3,131 square feet), more or less, together with all structures erected thereon, formerly the Gardener's Cottage of Sir Allan MacNab and more particularly described as No. 25 Tecumseh Street, be accepted and completed. The purchase price of \$150,000.00 be charged to Account Centre CH00120 (Reserve for Acquisition of Historic Property).
- (b) That as consideration in the amount of \$2.00 has been paid to the owner pursuant to the Agreement, this amount be deducted from the purchase price.
- (c) That the Mayor and the City Clerk be authorized to execute the necessary documents.
12. That the Terms of Reference for the Conservation Study, Hamilton Museum of Steam and Technology dated 1991 October 1, attached hereto as Appendix "C", be approved.

**Respectfully Submitted,**

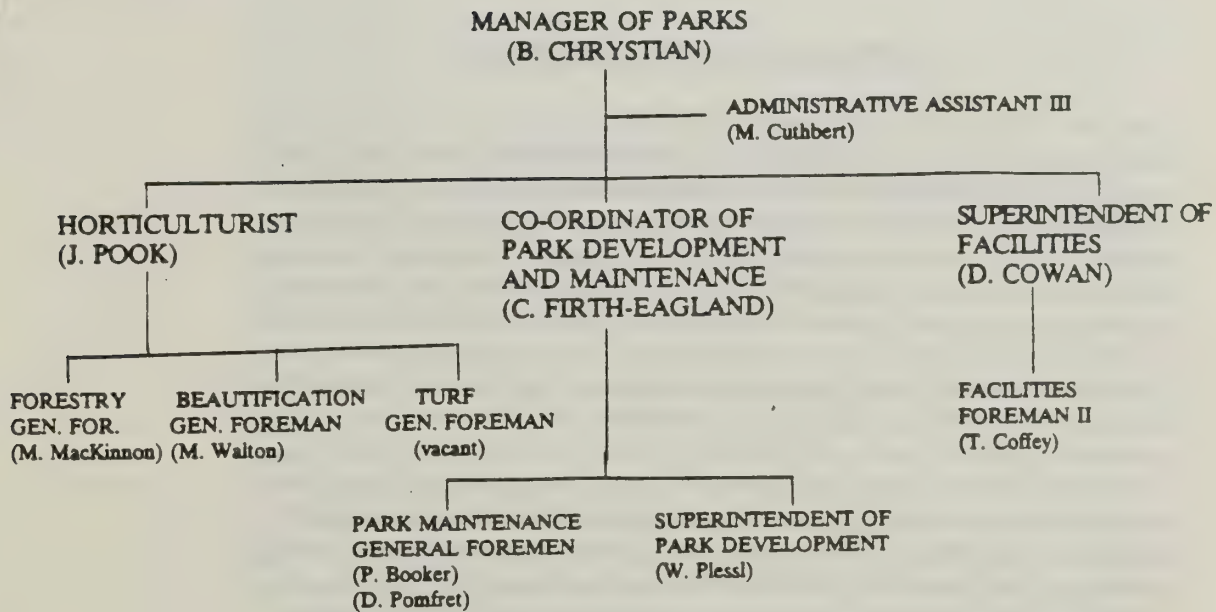
**K. C. Christenson**  
Secretary

**ALDERMAN T. MURRAY, CHAIRMAN**  
**PARKS AND RECREATION COMMITTEE**

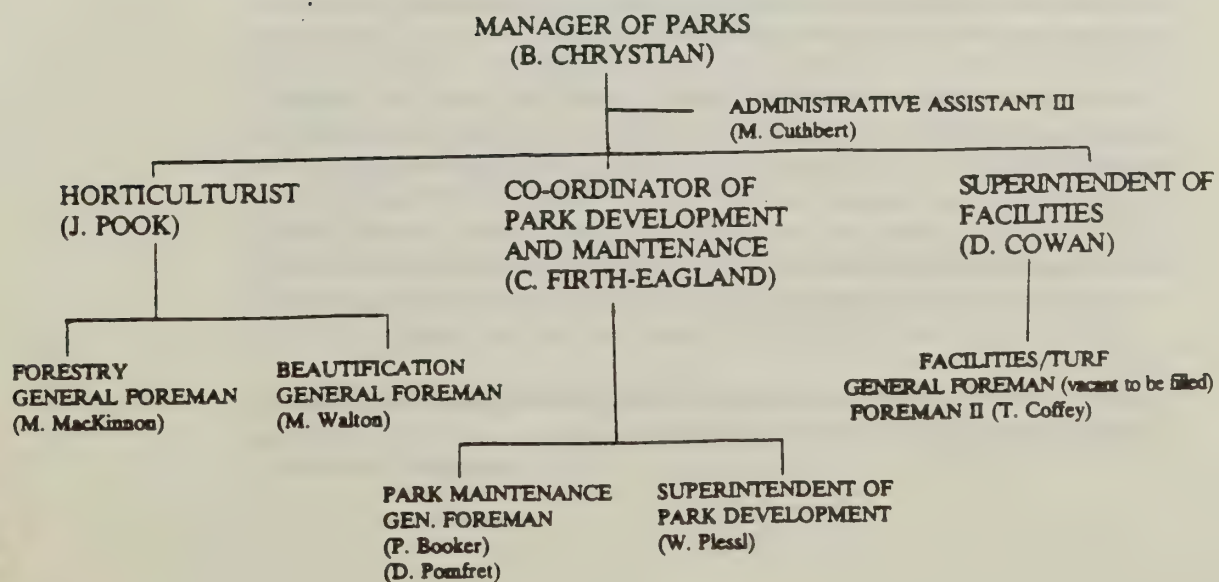
**1991 October 22**



### EXISTING STRUCTURE



### PROPOSED STRUCTURE



Appendix "B" as referred to in  
Section 7 of the Twentieth Report  
of the Parks and Recreation Committee

**CRYSTAL PALACE LIST OF WARES**

toys and games, namely educational toys, mechanical toys, plastic toys, plush toys, stuffed animals, dolls, rag dolls, doll accessories, puppets, squeeze toys, building and construction toys, jigsaw puzzles, geometric puzzles, dice games, lightsticks, electronic games, video games, card games, playing cards, parlour games, board games, action games, puzzles, balls, masks, balloons, riding toys, toy vehicles, paint sets, toy model kits, inflatable toys, stuffed toys, beach toys, toy chests, wind-up toys, battery-operated toys, toy cameras, toy rockets, toy figurines, hobby kits, modelling compounds, model kits, kites, toy trains, toy blocks, talking dolls or toys, jack-in-the-boxes, skipping ropes, sand box accessories, namely sand pails, shovels, moulds, sieves, hoes and ladles, marbles, pogo sticks, tops, shuffle boards, flying discs, rub-on picture kits, chess and checker sets, marionettes, whistles, cribbage boards, paint-by-number sets, pinball games, handheld video games, horseshoes, road racing and train sets, punching bag toys, rattles, bath toys, toy watches, toy telephones, dart games, toy musical instruments, chalkboards, helmets and hats and masks, records, tapes, toyboxes, flash cards and electronic toys;

mirrors, cosmetic cases, barrettes, pony tail elastics, clips and bobby pins, brushes, combs;

infant accessories, namely infant clothing, infant towels, infant footwear, baby bibs, bonnets, bennie caps and infant headwear;

sporting goods and recreational equipment, namely golf balls, golf markers and tees, squash balls and racquets, badminton birds and racquets, racquetball balls and racquets, tennis balls and racquets, hockey sticks and pucks, baseballs and bats, baseball hats and gloves, footballs, bicycle accessories, namely reflectors, decals and noise makers, bicycle helmets, football, hockey and baseball sweaters, beachballs, beach umbrellas, soccer balls, rugger balls, volley balls, basketballs, headbands, wristbands, and athletic visors;

tickets and vouchers for the performances, concerts and other entertainment events performed and/or arranged by others;

clothing and all climate clothing, <sup>October 29th, 1991</sup> wearing apparel, namely t-shirts, aprons, bibs, sweatshirts, tank tops, swimsuits, hats, toques, bonnets, berets, caps, scarves, fashion squares, neckties, ties, fashion bows, cravats, ascots, dickies, belts, cummerbunds, sunvisors, uniforms, shirts, sweaters, suspenders, sport shirts, gloves, mittens, handkerchiefs, straw hats, turtlenecks, knit shirts, woven shirts, jogging suits, coveralls, jumpsuits, jackets, tops, bottoms, namely slacks, shorts and pants, blouses, polo shirts, golf shirts, underwear, coats, parkas, warm-up suits, bathrobes;

footwear, namely shoes, boots and socks; shoelaces;

food products, namely quick-service convenience food, namely salads and egg dishes; cakes, cookies, tarts, pies, pastries, sweetbreads, muffins, doughnuts, rolls, bread, soups, nuts, pickles, relishes, biscuits, crackers, chewing gum, confectioneries, namely chocolate, chocolate bars, candy, lollipops and bubble gum, dairy products namely milk, chocolate milk, yogurt, ice cream and ice cream bars, sugar, cocoa, potato chips, frozen bars, hot dogs, hamburgers, mustard, ketchup, edible seeds, meats;

apple juice, orange juice, fruit juices, vegetable juices, flavoured water ice, fruit drinks, soft drinks; imported and domestic distilled spirits and liqueurs; wines; beers;

printed goods, office and stationery supplies, namely calendars, calendar pads, agendas, photo albums, two-dimensional stickers, three-dimensional vinyl stickers, envelopes, greeting cards, bulletin boards, note pads, writing paper, posters, post cards, guest books, invitations, letter openers, memo pads, note books, paperweights, bumper stickers, crests, heat-sealed badges and emblems, iron-on decals, stickers, seals, vinyl stickers, pressure-sensitive labels, transfers, scrapbooks, ballpoint pens, felt pens, crayons, fountain pens, rubber stamps, stamp albums, tags, trading cards, stamp pads;

school kits, namely binders, blackboards, blotters, bookmarks, book covers, note paper, clip boards, desk sets, pens, pencils, diaries, erasers, staplers, staples, calculators, pencil cases, pencil boxes, pencil sharpeners, rulers, tags gummed labels, decals;

packaging and wrapping materials, namely gift wrapping, paper, ribbons, bows, string and stickers;

publications namely books, children's books, cut-out books, pop-up books, read-along books, comic books, periodicals, souvenir books, colouring books, story books, magazines and newspapers, coffee table books and tabloids;

posters, paper fans, decorative fans, cardboard auto windshield shades, prints, paintings, brochures, menus, tray liners, sun glasses, magnifying glasses, photographs, and slides;



October 20th, 1991  
luggage and accessories, namely travelling cases, handbags, wallets, billfolds, tote bags, athletic bags, duffle bags, shoulder bags, change purses, card holders, garment bags, purses, glasses cases, flight bags, luggage tags, purse mirrors and compacts, handbags, school bags, change holders, beach bags, overnight cases, comb cases, plastic and vinyl cases, and equipment bags; watch straps and umbrellas;

souvenir items, namely pennants, flags, banners, balloons, buttons, statuettes, key chains, key fobs, key tags, bottle openers; match books, lighters, lightsticks, flash lights, engravings, stone etchings, souvenir albums, sculptures, Christmas ornaments, prefabricated toy models of vehicles, licence holders, badges, car emblems, piggy banks, bottles and flasks, plaques, carvings, inflatables, namely bath toys and plastic toys, transfers, labels, ribbons, awards of merit to be sold to others, figurines, miniatures, teaspoons, thimbles, belts, mascots being life size or replicas thereof for sale by the applicant or for events held at the stadium, trophies for sale by the applicant or for events held at the stadium, baskets, nail clippers, patches, crests, trinkets, stadium replicas, binoculars; wooden boxes;

seat cushions, animal blankets, artificial flowers and plants, bells, coins, commemorative plates, maps, kaleidoscopes, novelty hats;

jewellery, namely bracelets, brooches, chains, charms, cuff links, earrings, lapel pins, lockets, medals, medallions, money clips, music boxes, necklaces, pendants, pins, rings, tie bars, tie clasps, tie tacks and tie pins, watches and straps, wrist bands, watch chains;

carving boards, pot holders, jar openers, fly swatters, oven mitts, magnets, paper weights, ice buckets, lunch boxes and pails, coasters, cheese boards, place mats, paper towels, napkins, serviettes and envelopes; table cloths, paper towels, dish towels, spice mills, tray tables, clocks, candles, candle holders;

car deodorants, car ornaments, cushions, mirrors;

crystal glassware and glassware, namely drinking and decorative glasses, cups, mugs, saucers, beer mugs, steins, plates and bowls, shotglasses, shooter glasses, salt and pepper sets; pitcher sets, bud vases, swizzle sticks, sculptured glass; stained glass;

ceramic ware and china, namely pottery, knickknacks, ceramic and china cups, vases and ceramic and china tableware;

porcelain ware, namely coffee mugs, beer steins, minimugs, porcelain ashtrays, toothpick holders, porcelain salt and pepper shakers, porcelain candy dishes, porcelain bud vases and porcelain bowls;

cutlery, serving platters, ashtrays, vases, decanters;

linens, namely towels and blankets; pillows, cushions; bedspreads, shams, pillow shams; drapery, curtains;

cameras, phonograph records, <sup>October 29th, 1991</sup> records and read-along books, cassettes and books, albums, cassettes and picture discs; video and sound tapes, cassettes, compact discs; holograms;

power tools and accessories;

cars, trucks, tractors; motor fuels; lubricants;

tobacco products;

sundries, namely radios;

health and beauty aids, namely cosmetics, namely, lip sticks, shadows, foundation, mascara, blush, eye lining pencils, lip lining pencils, nail polish, false eye lashes, face powder, cleansers, astringents and moisturizers, shampoos and conditioners, soaps, bath oils, body lotions, bath lotions, deodorant, aftershave, perfumes and colognes;

telephones.

October 29th, 1991

Appendix "C" as referred to in  
Section 12 of the Twentieth Report  
of the Parks and Recreation Committee

*CONSERVATION STUDY  
FOR THE  
1859 HAMILTON WATERWORKS  
TERMS OF REFERENCE  
HAMILTON MUSEUM OF STEAM AND TECHNOLOGY  
3 OCTOBER, 1991*



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## Conservation Study

### 1.0 GENERAL INTRODUCTION

#### 1.1 Introduction

- 1.1.1 The Cultural Services Division of the Department of Culture and Recreation of the City of Hamilton invites qualified consultants to undertake a conservation study at the Hamilton Museum of Steam and Technology.
- 1.1.2 The purpose of the study is: to analyze the architectural, structural and engineering problems associated with the historic structures and engines as listed in 2.1.3 of the museum; to determine the feasibility of overcoming these problems; and to develop strategies to correct them in a manner consistent with the extreme historical value of the site.
- 1.1.3 The report will form the basis of negotiating a cost sharing agreement between the City of Hamilton and the Canadian Parks Service to provide funding for restoration of the historic structure including the chimney, the pumphouse and the boilerhouse.
- 1.1.4 The report is also guide future preservation, conservation, maintenance and site development work at the museum.

#### 1.2 Cultural Services, Department of Culture and Recreation

- 1.2.1 The Department of Culture and Recreation is dedicated to contributing to the quality of life for the citizens of, and visitors to, the City of Hamilton, through the operation of recreational and cultural facilities (i.e. museums and historic sites), and through a variety of public and educational programmes and events.
- 1.2.2 The Cultural Services Division oversees the operation of the museums. In matters of policy the Division receives guidance from the Hamilton Historical Board, which is composed of 13 interested citizens appointed by the City, and 2 members of City Council.
- 1.2.3 The City's museums comprise four historical museums (Whitehern Historical House, Dundurn Castle, the Hamilton Military Museum, and the Hamilton Museum of Steam and Technology) which preserve and interpret various themes of the history of Hamilton, and the Hamilton Children's Museum which offers a hands-on participatory programme where children learn by

discovery. In 1990, the City's museums had over 130,000 visitors.

### 1.3 A Short History of the Site

- 1.3.1 The Hamilton Museum of Steam and Technology is housed in the first waterworks built for the City of Hamilton in 1859. The waterworks brought protection from fire and water-borne infectious diseases (such as cholera). The waterworks was the second municipally built waterworks in Canada and the only waterworks in North America to survive intact from this era. The waterworks contains two 70 ton Woolf Compound Walking Beam Steam Pumping Engines.<sup>1</sup> The pumps originally drew water from Lake Ontario and raised it to a reservoir 190 feet above the lake. Water was gravity fed to the city from that point.
- 1.3.2 In response to increased demands for water (primarily for commercial and industrial purposes), a number of changes to the system were made in 1882. The original pumps were replaced by more effective versions. The 4 Cornish boilers were replaced by 2 Single Horizontal Return boilers and the steam pressure was increased from 30 to 60 psi. Pumping capacity was raised from 2.6 to 5.2 million gallons per day. The original waterworks operated continuously from 1859 to 1910 and, as an emergency back-up system, until 1938.
- 1.3.3 In 1887, in response to yet more demand (water use increased 250% between 1875 and 1885), a second pumping station was built immediately north of the original.<sup>2</sup> This building contained two horizontal cross-compound condensing steam engines and pumps. This station was capable of pumping 8 million gallons of water per day. The station worked in tandem with the original station for many years and was demolished in the 1960s.
- 1.3.4 In 1910, the first electric waterworks was built immediately east of the original waterworks. This building was replaced three years later with a much larger facility.
- 1.3.5 By the 1920s, the site contained: the original 1859 pumphouse, chimney and boiler house; an 1860 Woodshed

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<sup>1</sup>Normally referred to as the Gartshore engines, after John Gartshore of Dundas, Ontario, the builder.

<sup>2</sup>Known as the Osborne-Killey station, after the manufacturer, a Hamilton company.



(one half of which was enclosed in the 1920s as a workshop); an 1859 house occupied by the Chief Engineer; 1859 houses for other staff; a series of coal sheds and weigh scales; a rail siding; an 1887 pumphouse and boiler house; a carpenter's shed; and a 1913 pumphouse (with an attached shed containing a small Worthington pump). By 1970, many have these structures had been removed.

- 1.3.6 Starting in the 1970s, efforts began to ensure the preservation of the 1859 Waterworks. The waterworks was opened as a museum in 1983. At that time, the North Gartshore engine was periodically operated (using steam) as a demonstration.
- 1.3.7 In 1988, in the face of concerns for the long term preservation of the site, the operating engine was shut down pending the results of conservation studies.
- 1.3.8 Since 1988, the museum has undertaken a extensive restoration of the exterior masonry of the pumphouse and boiler house and commissioned a preliminary conservation study<sup>1</sup>. A small percentage of the original sandstone has been replaced and 100% of the pointing (most of recent origin) was replaced.<sup>2</sup>
- 1.3.10 In 1990, the 1913 Building was donated to the museum by the Regional Municipality, which had been using the building as a water meter repair shop. The museum immediately moved offices, art room, workshop and some artifact storage facilities into the building.
- 1.3.11 In 1990, the site (in particular the pumphouse, boiler house and chimney) was designated as an exceptional site of national significance as a priority for a cost-share agreement by the Historic Sites and Monuments Board of Canada. Under the terms of the cost share programme, a complete conservation study is required as a preliminary to establishing specific terms of agreement.

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<sup>1</sup>For detailed descriptions of the work conducted see: Weaver, Martin, "A Promise of Power: A Preliminary Conservation Study of the Old Hamilton Waterworks", 1989; Letter, Martin Weaver to Ian Kerr-Wilson, 28 November 1990; Report, Paul Stumes Historic Assets Conservation Consultants, 24 April 1990; Barbour, Alex and Ken Elder, "A Preliminary Investigation of the Old Hamilton Waterworks Pumping Station on Woodward Avenue," 1990.

<sup>2</sup>Much of the work was required because of unsympathetic water/sand blasting and repointing work carried out some time before the site opened as a museum.

#### 1.4 Hamilton Museum of Steam and Technology Operation

1.4.1 The site and the magnificent engines which they contain are without parallel on the continent. As such, the site is a recognized national (even international) landmark. The waterworks has been declared a National Historic Site and a National Historic Civil Engineering Site. As well, portions of the structures are protected by an easement under the Ontario Heritage Act.

1.4.2 The Museum was established primarily to preserve the 1859 Hamilton Waterworks Pumping Station consisting of the Engine House, the Gartshore Beam Engines, the Boiler House, the chimney and Woodshed.

In addition, the museum is a community based heritage institution providing a balanced range of programmes including the preservation and communication of the Greater Hamilton area's industrial, technological, labour and social heritage.

#### 1.5 Restrictions on Maintenance and Preservation

1.5.1 The Hamilton Museum of Steam and Technology has a collection of several thousand items. However, the most important artifacts are the buildings and engines. The built architectural and engineering features of the site are subject to the same museologically approved standards of preservation and conservation as the more traditional artifacts in the collection. The standards include the following criteria:

- \* To preserve the building with minimal intervention, maintaining the original fabric wherever possible;
- \* To practice preventive maintenance routines in order to best preserve the original fabric;
- \* To document any maintenance work carefully so that original work can be distinguished from replacement work;
- \* To use non-abrasive techniques and to use treatments which are reversible, thereby not subjecting the fabric to damage and permitting it to be returned, as nearly as possible, to its original as-found state;
- \* To complete and provide research materials so that all maintenance work is done using historically accurate methods and materials (where appropriate).

1.5.2 The engines and auxiliaries, in particular, are in a very largely unaltered state since their last working condition and are worthy of very special consideration and care. They are very probably the oldest steam engines surviving in Canada. Extensive research, new and innovative approaches may be required to deal with the unique condition of these engines.

1.5.3 As well, the buildings and engines are covered by various levels of heritage protection. The following are protected by easements under the Heritage Act:

- \* 1859 Pumphouse interior and exterior (including machinery);
- \* 1859 Boiler House exterior; and
- \* 1859 Woodshed exterior.

All alterations to these structures must be approved by the Ontario Heritage Foundation.

1.5.4 The 1913 Building is designated and protected under the provisions of a Historical By-Law.

1.5.5 Alterations to surfaces and structures covered by the heritage easement (1.5.3) must be approved by the Ontario Heritage Foundation.

1.5.6 The site is a community oriented facility, open to the public (either as casual visitors or booked groups) every day. As such, some level of use and degradation of the site and machinery, through public contact, is inevitable.

The goal of any maintenance/preservation approach will balance the long term preservation of the site and its machinery with programmes to effectively interpret the site to visitors.

Therefore, any maintenance/preservation approach will assume that, at the end of a restoration programme(s):

- \* the South Gartshore Engine and Auxiliaries will be stabilized and minimally restored such that adequate maintenance schedules can be carried out;
- \* the North Gartshore Engine and Auxiliaries will be stabilized and restored to an appearance of steam operable condition and fitted with an electric friction drive and that, under normal circumstances, the engine will be operated, in a limited manner, using the electric drive. The North engine will remain dry, inhibited and lubricated where necessary to run with



electric power. Consideration should be given to the feasibility of operating the engines under steam on occasion.

- 1.5.7 Any preservation/maintenance schedule must balance care for the buildings and engines with care for other artifacts which may be placed on exhibit in various buildings from time to time.

#### 1.6 Buildings

- 1.6.1 For detailed summaries of most of the conditions of the Pump House, the Boiler House and the Woodshed and the emergency work on the chimney see the support documents.

- 1.6.2 Each building is heated by steam radiators using steam generated by the adjacent Sewage Treatment Plant.

- 1.6.3 Each building is protected by a electronic security system using a combination of contact points and infra red sensors and heat detectors. There are no fire suppression systems on the site.

- 1.6.4 The site has recently installed a new 200 amp/600 volt electrical service. An additional 743 amp/600 volt service is available at the site's transformer.

The existing electrical systems (all connected to a single 100 amp 220 volt service) will be connected into the new service (through transformers) as funding permits.

- 1.6.5 The carpenter's shed and the 1913 building have cold and hot water supplies.

- 1.6.6 There are two buildings not described in detail in existing studies: the 1920s carpenter's shed and the 1913 building. The 1920s carpenter's shed replaced an earlier shed which dates from the very early years of the site. It is red brick construction (with apparently no insulation or vapour barrier) with metal flashings. The building is a single storey with a full earthen floor basement. The building contains the site's public washrooms, library and archives.

The 1913 building is also of red brick construction (with minimal internal wood framing, insulation or

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<sup>1</sup>See Weaver, "Promise of Power"; Weaver, Letter, 1990; Barbour and Elder.

vapour barrier). The building originally contained electric pumps and steam turbine pumps. This material was removed around 1970 and the building was converted to a repair shop for water meters. A small corner of the building was converted to office space.

The building now contains artifact storage space, office space, workshop space and art room space. In the future, following extensive upgrading, some part of this building may become permanent exhibit space.

Attached to the 1913 building is a shed which contained a small pump used to distribute water amongst the storage sumps of the installation. The building of red brick construction with an earthen floor. The building now contains the exhaust for the steam radiators in the 1913 building. As a result there is extensive damage to the brick work. The building is used for limited storage.

## 1.7 Landscape Features

- 1.7.1 The landscape of the Hamilton Waterworks has been dramatically altered over the years. A complete site history has not been developed. In the course of the site's history, the ground has been disturbed, on many occasions, by the construction of new water mains. Many of the valve spindles, associated with this work survive. As they are part of the use period of the site, they too should be preserved. Roadways have been paved, sheds and buildings have been removed. Some original vegetation has been removed as well.

In sum, although not radically altered in surface appearance in most cases, few areas of the grounds remain undisturbed.

Any long term restoration of the landscape must take into account the preservation of use period changes. As well, alteration to the appearance of the buildings, recommended by the conservation study, must be sympathetic to the evolving historic landscape of the site.

## 1.8 Present Issues

- 1.8.1 The pump base area of the 1859 pump house is consistently flooded with water (between 1/2" and 8"). Testing indicates that the water is ground water. The dampness is causing significant corrosion on the engines and auxiliaries. Temporary sump pumps are in

- place to stabilize the situation. A long term solution is required.
- 1.8.2 The South Gartshore Engine will not rotate. At some point since 1938 (the last year in which the engine ran), this engine has corroded to the extent that it can no longer move. The engine must be stabilized and restored to the extent that will permit long term maintenance.
- 1.8.3 The North Gartshore Engine was somewhat altered in order to allow steam operation. Where possible and appropriate modern intrusions should be removed and a preservation and maintenance regime established.
- An appropriate method of electric operation must be developed.
- 1.8.4 Both 1.2 and 1.3 will require extensive investigation.
- 1.8.5 None of the buildings have provisions for environmental controls. There is little or no insulation and vapour barriers.
- 1.8.6 Emergency stabilization of the chimney was carried out in late 1990. A long term solution is required. An investigation and restoration of the exterior is also required.
- 1.8.7 The carpenter's shed and the 1913 building have not been investigated for structural shortcomings. Visual inspections indicate broken flashings, severe corrosion of some steel supports and extensive salt deposits on brick work.

## 1.9 Objectives

The primary objective of this study is the production of a comprehensive conservation plan which will:

- \* guide future structural, systems, preservation, restoration, conservation and maintenance work on the buildings and engines comprising the Hamilton Museum of Steam and Technology in the foreseeable future;
- \* provide a prioritized schedule for the future work;
- \* provide a basis for developing cost estimates, drawings and specification documents for future work;
- \* provide a basis for negotiating a cost share agreement with the Canadian Parks Service and securing additional grant funding from other levels of government; and



- \* provide sensitive and museologically sound recommendations.

## 2.0 CONSERVATION PLAN REQUIREMENTS

### 2.1 Tasks

2.1.1 The consultant shall complete, or have completed on the City's behalf, the following tasks in a professionally competent manner using appropriate methodologies, finding an appropriate balance between preservation, interpretation and planned museum space applications:

- \* a review and summary work of earlier reports;
- \* a review of conservation and maintenance work carried out since the preliminary conservation reports including work on exterior restoration, drains, woodshed, chimney and electrical service;
- \* a detailed description of the deficiencies to the structure, fabric, architectural details, engines and auxiliaries of the site's buildings (current and projected) plus a description of the causes and sources of these failings, including (where necessary) diagrams and photographs;
- \* a detailed description of any deficiencies and inadequacies (current and projected) of the site's service system (water, electrical, heating, safety, security);
- \* a detailed description (based on on-site research) of strategies for overcoming the above problems balancing effectiveness, historical appropriateness, museological soundness, and cost effectiveness;
- \* a recommended time table in order of urgency, budget projections and realistic alternative strategies;
- \* a building maintenance manual for each structure and an engine maintenance manual for each engine;
- \* each engine manual will include specifications for lubricants and protective coatings;
- \* an estimate of additional operating costs and issues (current and projected) associated with the above work.

2.1.2 Specific attention will be given to:

October 29th, 1991

- \* determining, in consultation with museum staff, the most appropriate manner for operating the Gartshore engines and auxiliaries and developing preservation, maintenance and conservation programmes on the basis of the mode of operation;
- \* conducting an investigation into ground water levels around site and recommending solutions;
- \* developing stabilization, and maintenance, programmes for the north and south Gartshore engines and auxiliaries;
- \* developing stabilization, preservation and maintenance programmes for the chimney, boiler house and pumphouse.

2.1.3 For this study, the site's structures include:

- \* chimney exterior and interior;
- \* south Gartshore engine and auxiliaries;
- \* north Gartshore engine and auxiliaries;
- \* pumphouse interior and exterior; and
- \* boilerhouse exterior and interior.
- \* woodshed interior and exterior.
- \* 1913 Building (including the Worthington Shed and surviving equipment and auxiliaries)
- \* Carpenter's Shed

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIFTEENTH** Report for 1991 and respectfully recommends:

1. That the Building Commissioner be authorized to issue a demolition permit for 7 Emerald Street South.
2. That a Commercial Facade Loan in the amount of thirty thousand dollars (\$30,000.) be approved for Jacob Rozencweig, 1008, 1010 King Street West, and 5, 7, 9, 11 Marion Avenue, Hamilton. The interest rate will be 4-3/4 percent, amortized over 10 years.
3. That a Designated Property Grant in the amount of three thousand dollars (\$3,000.) be provided to the Trustees of the Church of the Ascension, 64 Forest Avenue, Hamilton.
4. That a Designated Property Grant in the amount of one thousand, five hundred and fifty dollars (\$1,550.) be provided to the James Street Baptist Church, 98 James Street South, Hamilton.
5. That the City of Hamilton accept the sum of \$13,125. as cash payment in lieu of the 5% land dedication in connection with "Harbottle Estates - Phase 1", Hamilton, being the cash payment required under Section 50 of the Planning Act. The lands of Harbottle Estates - Phase 2 are located west of Chesley Street and north of Stone Church Road West in the Gourley Neighbourhood.



6. That the City of Hamilton accept the sum of \$8,390. as cash payment in lieu of the 5% land dedication in connection with "Eastgate Heights Extension", Hamilton, being the cash requirement under Section 50 of the Planning Act. The lands of Eastgate Heights Extension are located west of Centennial Parkway and south of Barton Street in the Kentley Neighbourhood.
7. (a) That an Agreement by Owner to Accept Compensation for the property of Joseph Sprackman & Associates Inc., executed on 1991 October 7 and scheduled to close on 1991 December 13, be accepted and completed. The subject property being Municipal Number 402 Birch Avenue, having a total frontage along the southerly limit of Birch Avenue of 7.62 metres (25 feet), more or less, shown as Part 3 on Expropriation Plan No. 79837, together with all structures erected thereon. That the total compensation of \$39,200. along with all associated costs be charged to Account Number CF 55903 08750001 (Land Acquisition - Enclave Clearance Program) and that demolition of the structure at 402 Birch Avenue take place upon closing.  
  
(b) That the Mayor and City Clerk be authorized to execute this Agreement on behalf of the City.
8. That the Mayor and City Clerk be authorized to execute the necessary documents to release the property at 1224 Stone Church Road East, Hamilton, from the construction covenants to the City as contained in Instrument Number 292187 A.B., registered on 1973 May 14.
9. That the Mayor and City Clerk be authorized to execute the necessary documents to release the property at 766 Burlington Street East, Hamilton, from the construction covenants to the City as contained in Instrument Number 379993 C.D., registered on 1986 September 19.
10. That the City Solicitor be directed to prepare a by-law to delete Schedule "A" of By-law No. 91-128 and replace it with a revised Schedule "A" to correct technical errors in the dimensions for the front lot line of Block "2" and the west side lot line of Block "4", for the lands municipally known as 829, 837, 845 and 867 Rymal Road East, as shown on the attached map marked as Appendix "A".

11. That approval be given to Application 25CDM-91003, 886417 Ontario Inc., owner, to establish a draft plan of condominium located on the north side of Rymal Road East, east of Upper Gage Avenue, subject to the following:

(a) That this approval apply to the plan prepared by A. T. McLaren Limited, dated 1991 February 5, showing 18 apartment units.

12. WHEREAS a vote of the Jamesville Business Improvement Area Merchants was held on 1991 October 9, in accordance with the resolution adopted by City Council on 1991 September 24; and,

WHEREAS the Merchants by an overwhelming majority indicating their opposition to a Jamesville Business Improvement Area; and,

WHEREAS the resolution adopted by City Council on 1991 September 24, provided for City Council to abide by the wishes of the majority of the Merchants;

THEREFORE BE IT RESOLVED that the Jamesville Business Improvement Area be abolished and that the City Solicitor be authorized and directed to prepare a By-law to repeal By-law No. 85-198 "Designating the Jamesville Business Improvement Area" and By-law No. 86-74 "Establishing a Board of Management" for submission to City Council; and,

FURTHER that staff be authorized and directed to take the steps necessary for the City of Hamilton to assume the assets and liabilities of the Jamesville Business Improvement Area in accordance with Section 217 of The Municipal Act.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: Alderman McCulloch. -1.

**CARRIED.**

13. That City Council, after considering the offer of C.P. Rail to delay demolition of the former T.H. & B. Roundhouse provided that the City assumes liability for this building, advise C.P. Rail that the City will not assume any liability for this building.

14. That City Council request the Provincial Government's Ministry of Housing to amend the eligibility criteria for the Ontario Home Renewal Programme (OHRP) to enable the City of Hamilton to process rehabilitation loans and grants from the existing municipal recyclable accounts.
15. That the City Solicitor be directed to prepare a by-law for presentation to City Council to repeal Zoning By-law No. 91-144, approved by City Council on 1991 July 30, pursuant to Section 34 of the Planning Act.
16. That approval be given to register the plans of Site Plan Control Application DA-91-40 by DeSantis Group Inc., owner of lands at 18 Main Street East, to amend the plans of Site Plan Control Application DA-88-136, registered on title on 1990 December 5, as Instrument No. LT 291766.
17. That the Commercial Improvement Programme Selection Criteria that was amended by City Council at its meeting held 1990 February 27, be further amended to allow for partial funding of Consultants' studies within Business Improvement Areas (B.I.A.'s) according to the following criteria:
  - (a) The Commercial Improvement Programme would fund consultants' studies at 25% of the total cost to a maximum of two thousand, five hundred dollars (\$2,500.).
  - (b) Prior to approving a B.I.A.'s submission for financial assistance, the B.I.A. must demonstrate that all other sources of funding have been exhausted.
  - (c) The consultant hired to carry out the Study must provide a written and verbal report on their progress to the Downtown Action Plan Co-ordinating Committee (DAPCOM) and must be willing to liaise directly with both the City and the B.I.A. for input on the project.



18. That approval be given to City Initiative 91-F, for a change in zoning from "RT-10" (Townhouse) District, modified to "DE" (Low Density Multiple Dwellings) District, modified, to permit development of the subject lands for a 4 storey, 57 unit senior citizens apartment building, by the Municipal Non-Profit (Hamilton) Housing Corporation, for property located at 1100 Limeridge Road East, as shown on the attached map marked as Appendix "B", on the following basis:
- (a) That the subject lands be rezoned from "RT-10" (Townhouse) District to "DE" (Low Density Multiple Dwellings) District;
  - (b) That the "DE" (Low Density Multiple Dwellings) District regulations, as contained in Section 10A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:
    - (i) That notwithstanding Section 10A of By-law No. 6593, only a multiple dwelling containing not more than 57 Senior Citizens' Dwelling Units shall be permitted;
    - (ii) For the purposes of this By-law, a Senior Citizens' Dwelling Unit shall mean a separate set of living quarters, operated by a non-profit housing corporation which receives assistance under the National Housing Act or other non-profit housing programs, for qualifying senior citizens, and which shall include at least one room and separate kitchen and sanitary conveniences with a private entrance outside or from a common hallway or stairway inside.
    - (iii) That notwithstanding Section 10A(2) of By-law No. 6593, a maximum height of not more than four storeys shall be permitted;
  - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Section S-1251, and the subject lands on Zoning District Map E-59B be notated S-1251;
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59B for presentation to City Council;
  - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,

- (f) That the approved Trenholme Neighbourhood Plan be amended by redesignating the subject lands to "Low Density Apartments".

19. That amended Zoning Application 91-41, Tyka Investment Limited, owner, requesting a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District, to permit development of the subject lands for eighteen townhouse condominium units, for property located at 1158 Upper Wentworth Street, as shown on the attached map marked as Appendix "C", be denied for the following reasons:

- (a) It conflicts with the intent of the Official Plan in that it is an intrusion of townhouses into the established development pattern of small lot single-family detached homes in this area of the neighbourhood. In this regard, the proposal would contribute to an indiscriminate mix of housing types;
- (b) It conflicts with the intent of the approved Crerar Neighbourhood Plan which designates the land as "Single and Double Residential";
- (c) Approval of the application would prejudice the development of the adjoining lands to the west in accordance with the draft approved plan of subdivision and the approved Crerar Neighbourhood Plan; and,
- (d) Approval of the application would encourage other similar applications which, if approved, would alter the character of the area and undermine the approved Crerar Neighbourhood Plan.

20. That approval be given to Zoning Application 91-48, Rymal Gardens Inc., owner, for a change in zoning from "RT-10" (Townhouse) District to "RT-20" (Townhouse - Maisonette) District, to permit the development of townhouses, for property located on the east side of the proposed extension of Upper Wentworth Street, in the area south of Rymal Road East, as shown on the attached map marked as Appendix "D", on the following basis:

- (a) That the subject lands be rezoned from "RT-10" (Townhouse) District to "RT-20" (Townhouse - Maisonette) District;

- (b) That the "RT-20" (Townhouse - Maisonette) District regulations, as contained in Section 10E of Zoning By-Law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement;
  - (i) That notwithstanding Section 10E(2)(a)3. street townhouses shall be prohibited fronting onto the proposed extension of Upper Wentworth Street;
- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1252, and that the subject lands on Zoning District Map E-27E be notated S-1252;
- (d) That the City Solicitor be directed to prepare a By-Law to amend Zoning By-Law No. 6593 and Zoning District Map E-27E for presentation to City Council; and,
- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

21: That Zoning Application 91-35 R. Kozell, owner, requesting a modification to the established "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District regulations, to legalize the established four-family dwelling, for property located at 77 Graham Street North, as shown on the attached map marked as Appendix "E", be denied for the following reasons:

- (a) It is contrary to the intent of the Official Plan, in that it represents the introduction of a four-family dwelling into an area predominately occupied by single-family and two-family dwellings and would contribute to an indiscriminate mix of housing types;
- (b) The proposal conflicts with recently adopted City Council policy on the "Housing Intensification Strategy" respecting Residential Conversions, in that the "D" District would only permit one accessory apartment as-of-right in all existing single-family dwellings, and two of the converted dwelling units would not meet the minimum 65m<sup>2</sup> (700 sq. ft.) floor area requirement;
- (c) It is an overintensification of use, in that adequate off-street parking cannot be provided (five spaces required - 3 spaces possible); and,



- (d) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the By-Law and change the character of the neighbourhood.

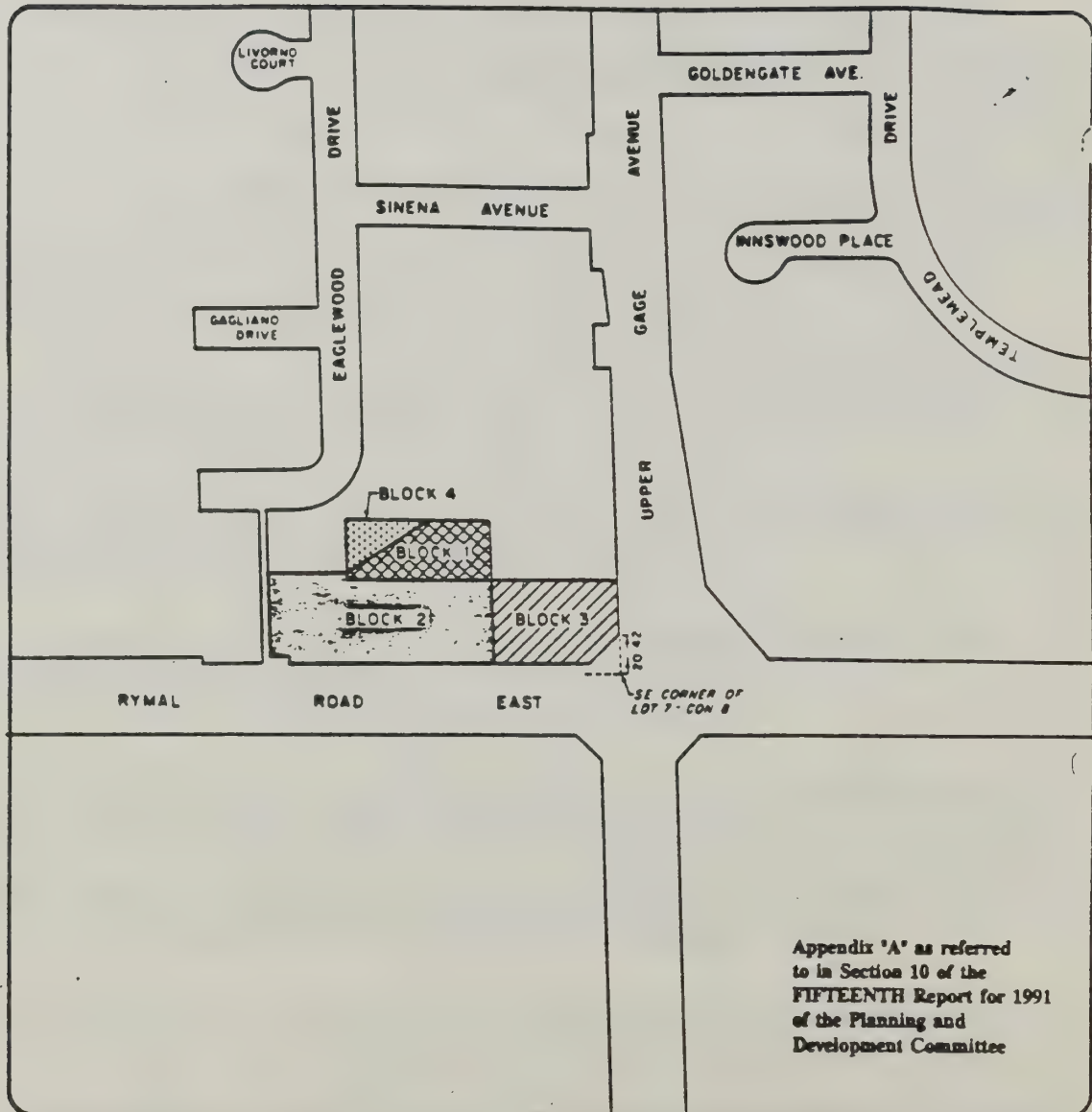
22. That leave be granted to introduce the following Bills:

- (a) Bill C-78 A By-law to amend Zoning By-law No. 6593 and to repeal Zoning By-law No. 90-31 respecting lands located at Municipal Nos. 25 and 27 West Avenue North.
- (b) Bill C-79 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 193 Stone Church Road West.
- (c) Bill C-80 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 297 Stone Church Road West.
- (d) Bill C-81 A By-law to amend Zoning By-law No. 6593 and to repeal By-laws No. 88-205 and 90-273 respecting land located at the south-west corner of Upper Sherman Avenue and Limeridge Road East.
- (e) Bill C-82 A By-law to amend Zoning By-law No. 6593 respecting lands located on the west side of Rice Avenue, south of Chedmac Drive.
- (f) Bill C-83 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 170 Brockley Drive.
- (g) Bill C-84 A By-law to dissolve the Jamesville Improvement Area and the Board of Management thereof.

Respectfully submitted,

ALDERMAN F. LOMBARDO, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Charlene J. Coutts  
Secretary  
1991 October 23



City of Hamilton

# Key Map to By-Law No. 91-128

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend

Change in zoning from:



"AA" (Agricultural) District to "RT-20" (Townhouse-Massonette) District, Modified.



"C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse-Massonette) District, Modified.



"C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, Modified.



"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

North

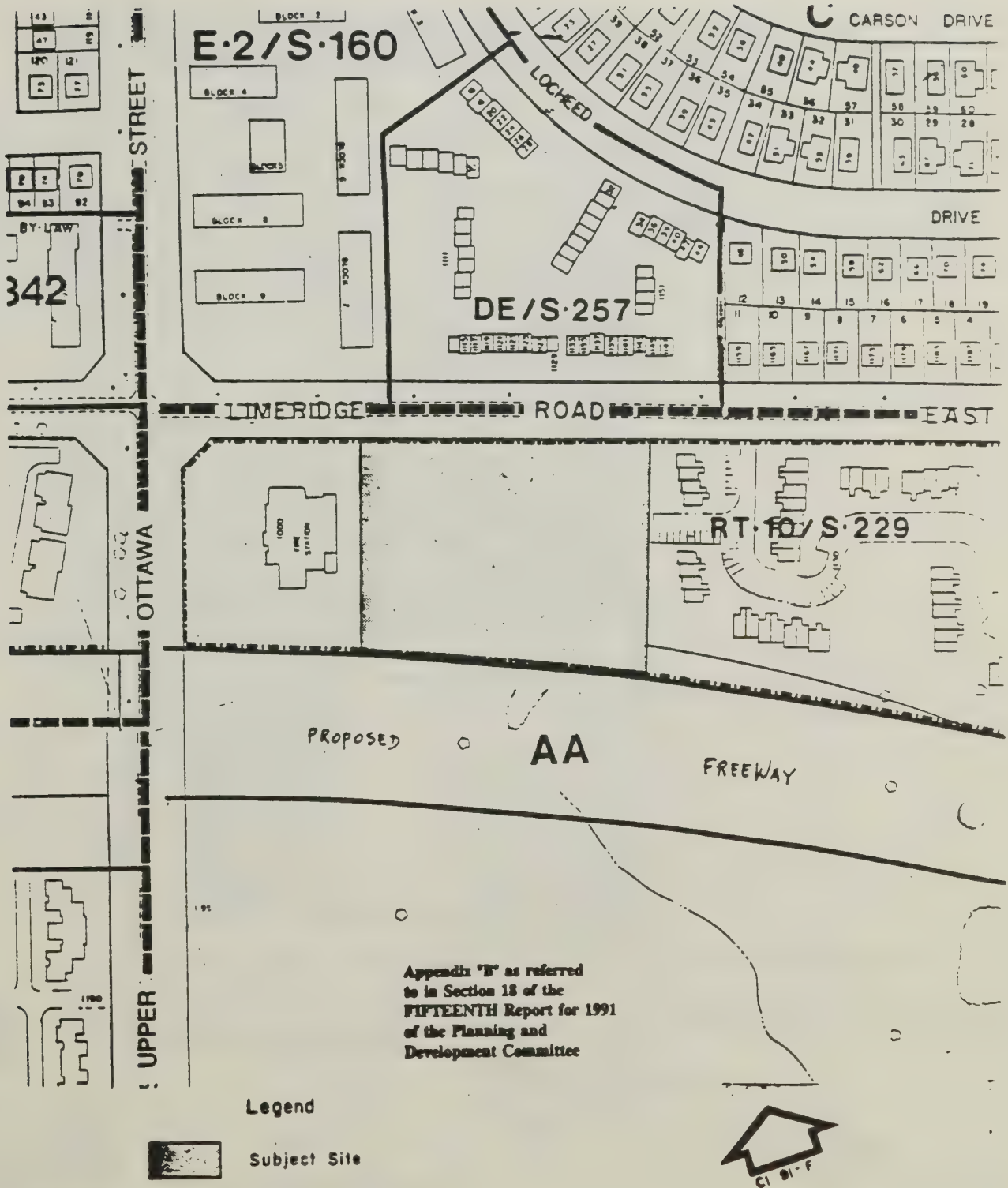


Scale  
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Date  
MAY, 1991

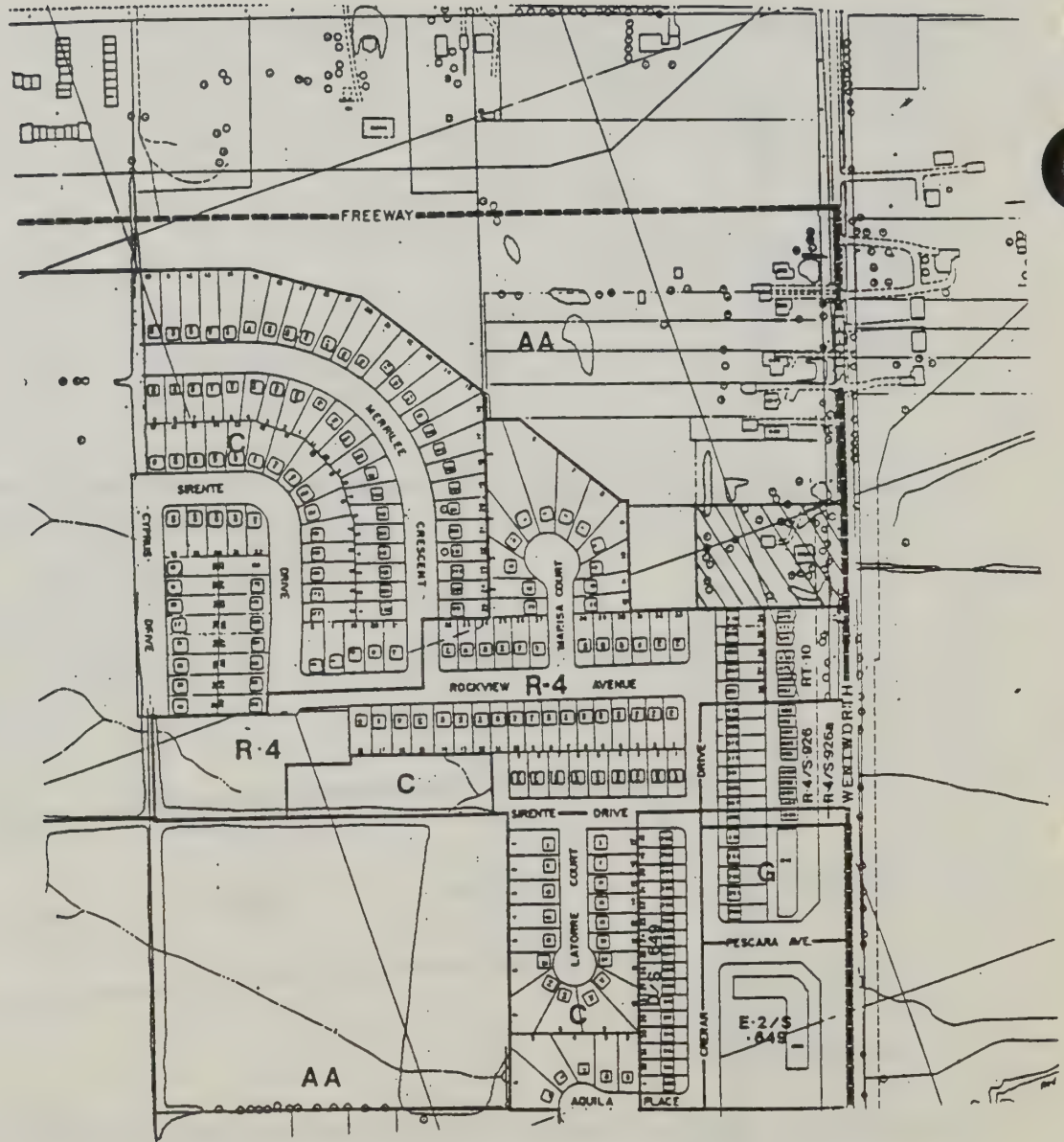
Reference File No.  
ZA 90-32

Drawn By  
L.B.





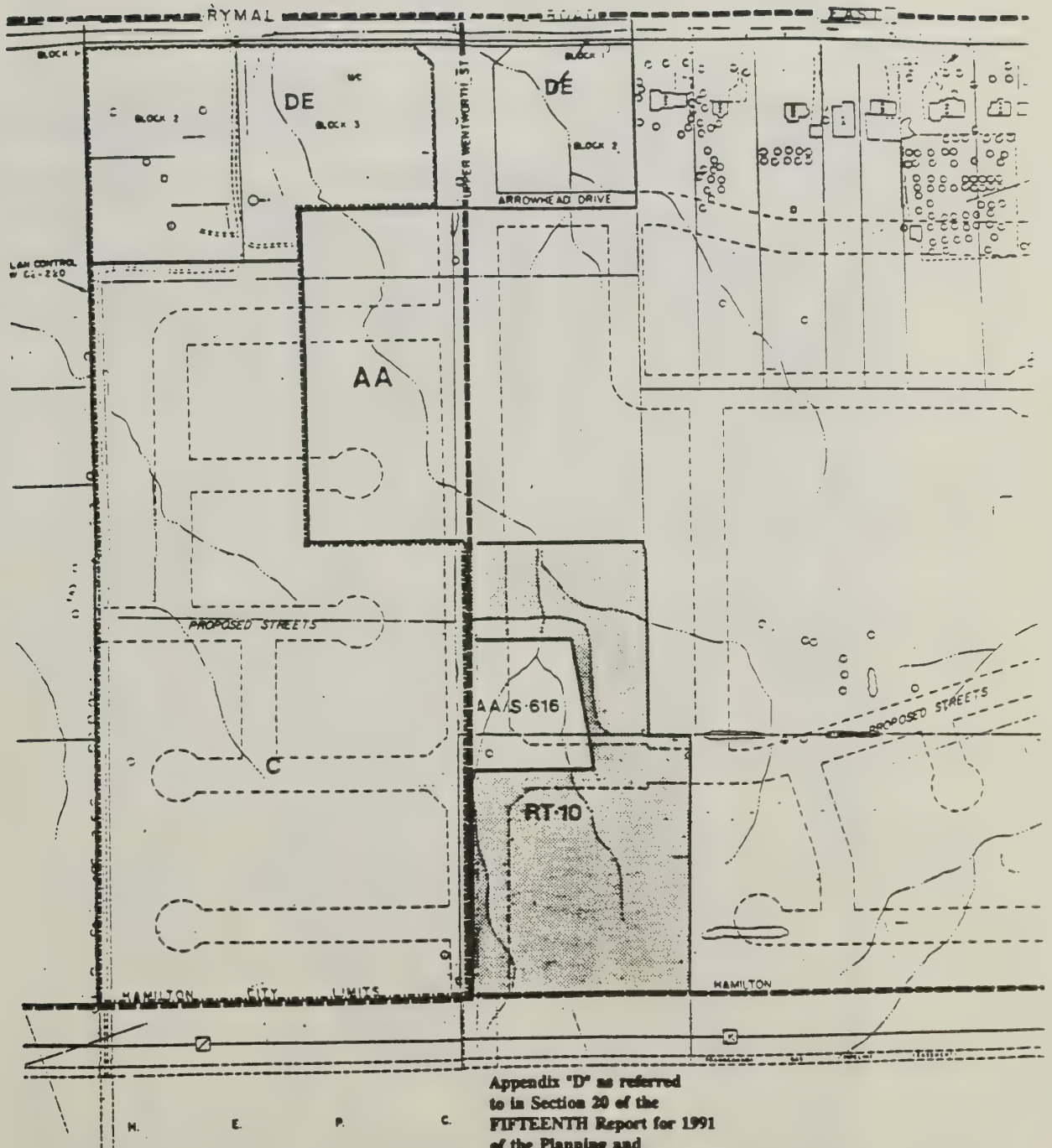
October 29th, 1991



SITE OF THE APPLICATION

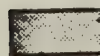


Appendix "C" as referred  
to in Section 19 of the  
**FIFTEENTH** Report for 1991  
of the Planning and  
Development Committee



Appendix 'D' as referred  
to in Section 20 of the  
FIFTEENTH Report for 1991  
of the Planning and  
Development Committee

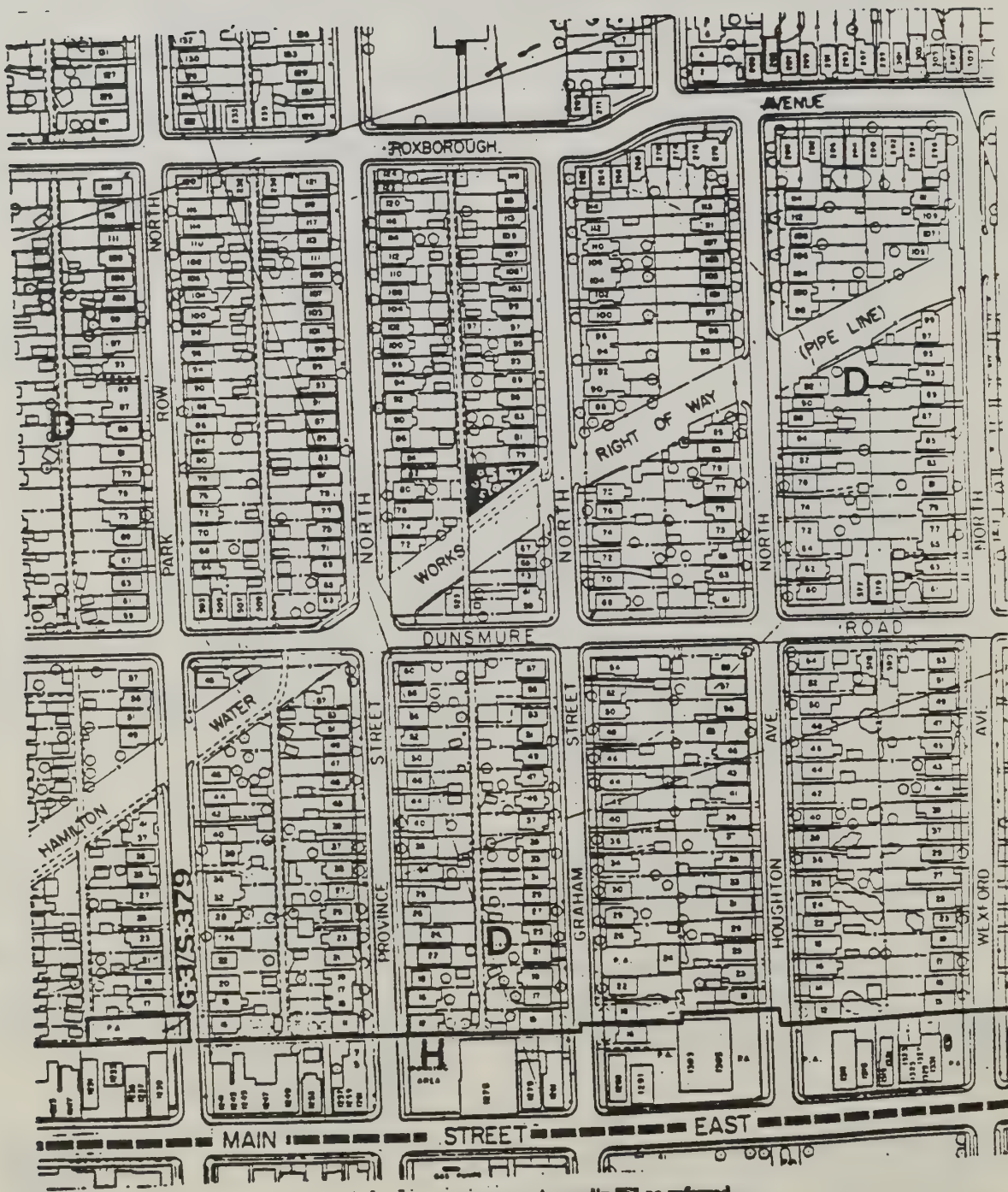
Legend



Site of the Application



October 29th, 1991



# Legend



Site Of The Application

Appendix "E" as referred  
to in Section 21 of the  
FIFTEENTH Report for 1991  
of the Planning and  
Development Committee





## **REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **EIGHTH** Report for 1991 and respectfully recommends:

1. That the Cab Driver Licence of William Green, 73 Lawfield Drive, Hamilton, be immediately suspended and that the suspension end on November 21, 1991.

Mr. Green appeared before the City of Hamilton Licensing Committee at a Show Cause Hearing on 1991 October 09 as the result of a conviction for unlawfully selling liquor while performing his duties as a Cab Driver.

The Licensing Committee noted that Mr. Green had appeared before them on 1990 November 28 as the result of a similar offence at which time the Committee had issued his Cab Driver Licence for a three month probationary term.

The Committee was also advised that, although not condoned by the taxi brokerage, the practice of unlawfully selling liquor by taxi drivers was not uncommon.

In view of the repeat offence, and in order to send a message to the taxi industry that this kind of activity would not be tolerated in the City of Hamilton, the Licensing Committee made the foregoing recommendation.

**RESPECTFULLY SUBMITTED**

**TERRY COOKE, CHAIRMAN  
CITY OF HAMILTON  
LICENSING COMMITTEE**

Stella Glover  
Secretary

1991 October 09

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **NINETEENTH** Report for 1991 and respectfully recommends:

1. That a purchase order be issued to Safety Supply Canada, Richmond Hill, in the amount of \$528,020.22, including all taxes, for the supply and delivery of 146 Self-Contained Breathing Apparatus (S.C.B.A.) and 400 S.C.B.A. Air Cylinders, for the Hamilton Fire Department, being the lowest, acceptable proposal received in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, and that this expenditure be financed through Breathing Apparatus Conversion Account No. CF 5200 48915004.
2. That a Civic Silver Pin be awarded to Mitch Mahoney for winning the 1991 Ontario Juvenile Golf Championship.
3. That the current Civic Award Regulations be amended to include a provision for the awarding of a Civic Ring when a Canadian or International record has been broken at a Provincial Championship.
4. That approval be given to the request from the Lung Association to fly the Lung Association flag at City Hall during November and December, 1991.
5. That permission be granted to the Hamilton Board of Education City Wide Choir to use the second floor foyer and piano on Thursday, 1991 December 12 from 11:30 a.m. - 12:00 noon to sing Christmas Carols.
6.
  - (a) That approval be given to the request of the Latvian Society in Hamilton to fly the Latvian flag at City Hall from 1991 November 15 - November 22 in recognition of Latvia's Independence Day.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

7. That permission be granted to the Directors of the Dictionary of Hamilton Biography to use the Council Chamber and second floor foyer on Friday, 1991 November 15 at 8:00 p.m. for a book launching and reception.
8.
  - (a) That permission be granted to the Arts Advisory Sub-Committee to use the Council Chambers on Thursday, 1991 November 21 from 7:00 o'clock p.m. to 9:00 o'clock p.m. for the purpose of holding its 1991 Annual Meeting; and,
  - (b) That the City Clerk be directed to place an advertisement in the local newspaper to inform the citizens of Hamilton of this Public Meeting.
9. That permission be granted to the Youth for Croatia to use the City Hall forecourt and related equipment for a peaceful gathering to support the struggle for democracy in Croatia on Sunday, 1991 November 03 from approximately 2:00 - 4:00 p.m.
10.
  - (a) That permission be granted to the Canadian Union of Public Employees, Local 167, to use the lobby and foyer areas of City Hall on Sunday, 1991 December 15 from 1:00 p.m. - 4:00 p.m. for their Annual Children's Christmas Party.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
11. That approval be given to the action taken by the City Clerk in authorizing Property Maintenance staff overtime associated with the Big Brother Pit Area and Barbecue in the City Hall parking lot during their Soap Box Derby on Sunday, 1991 September 29 from 9:00 a.m. - 4:00 p.m.
12. That approval be given to the action taken by the City Clerk in authorizing the Regional Advisory Committee for the Physically Disabled to use the Council Chamber on Monday, 1991 October 07 from 1:00 p.m. - 3:00 p.m. in order to allow the Canadian Hearing Society to conduct a review with regard to an FM system for people with hearing impairments.
13. That approval be given to the action taken by the City Clerk in authorizing the Hamilton Status of Women Sub-Committee to use the Council Chamber on Friday, 1991 October 18 from 7:00 p.m. to approximately 10:00 p.m. for a public awareness seminar on breast screening.



14. (a) That approval be given to the action taken by the City Clerk in authorizing the United Nations Association, Hamilton District Branch, to use the Council Chamber and second floor foyer on Thursday, 1991 October 24 from 7:30 - 9:30 p.m. for a Proclamation Ceremony and reception to celebrate United Nations Day.
- (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
15. That, as referred to in Section 7 of the 14th Report of the Transport & Environment Committee, the City's Share of Services for the construction of the uncompleted portion of Fieldway Drive, Millwood Place and Public Walkway in Hamilton including engineering fees to a total amount of \$166,719. be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.
16. That, as referred to in Section 6 of the 15th Report of the Transport & Environment Committee, the City Treasurer be authorized to allocate \$11,900. from 1991 Capital Levy to construct an independent concrete sidewalk on the north side of Concession Street from Belvidere Avenue to approximately 99 metres easterly under the Local Improvement Act at an estimated gross cost of \$11,900. being the City's share.
17. (a) That the Treasurer be authorized to make application to hire one student under the Municipal Student Awareness Program of the Ministry of Municipal Affairs for a period of 18 weeks.
- (b) That the estimated City's share of \$2,745. be provided in Treasury Account CH 51002 25215 (Accounting - Temporary Staff) in the 1992 Estimates.
18. (a) That the Treasurer be authorized to implement the following user fee for services performed by the Treasury Department, effective January 1, 1992.

<u>Description</u>	<u>1991 Fee</u>	<u>1992 Fee</u>
i) Prior Year's Tax Analysis	-	\$25.
(b) That this fee be increased annually for the rate of inflation rounded to the next dollar, to offset the City's administrative and processing costs in handling this item.		

19. That realty and business tax applications processed under Section 496(a) of The Municipal Act in accordance with Bill 59 (Municipal Act Amendment) Chapter 31 Statutes of Ontario, 1988 in the amount of \$104,702.65 be approved and charged to CH 53307-24104 Tax Remissions.
20. That the salary classification for the following non-union position in the City Clerk's Office be approved in accordance with the recommendation made by City Core Group.

<u>POSITION TITLE</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>SALARY</u>
Freedom of Information Officer	To administer the Municipal Freedom of Information and Protection of Individual Privacy Act. To assist with all aspects of the Corporate Records Program.	0	\$32,382.48 - \$38,059.32

21. That the listing of Appointments To and Terminations From Permanent positions with the Corporation to October 16, 1991, attached hereto as Appendix "A" be approved.
22.
  - (a) That citizens appointed by Council to boards, commissions and committees be required to take an Oath of Appointed Office, similar to that taken by members of City Council as attached in Appendix "B";
  - (b) That the Special Purpose Bodies to which Council makes appointments, but which are governed by legislation other than the Municipal Act (eg. the Public Library Board) be requested to administer the same Oath of Appointed Office, (Mutatis mutandis) referencing the appropriate Board or Commission in lieu of the Municipality as attached in Appendix "B";
  - (c) That the City Clerk include notice of the Conflict of Interest rules that will apply, in the advertisements for citizens interested in appointments by Council to Boards, Commissions and Committees; and make available copies of the Municipal Conflict of Interest rules for interested parties. Further that the City Solicitor provide a briefing of the Conflict of Interest rules and their practical application to all successful applicants prior to assuming their appointed responsibilities.

23.
  - (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 9661/90 by the payment to the Plaintiff, Irma Marie Klanjscek, of the sum of \$1,000. in full satisfaction of her claim for damages, interest and costs.
  - (b) That the Plaintiff, Irma Marie Klanjscek, be required to provide the City of Hamilton with a Full and Final Release in a form satisfactory to the Law Department.
  - (c) That Ontario Court (General Division) Action No. 9661/90 be dismissed without costs.
24. That the Final Report on a Comprehensive Audit of the City of Hamilton Law Department, as prepared by Price Waterhouse Consultants, June 1991, complete copies of which have already been distributed to all members of City Council be approved.
25. That the Director of Property be authorized to proceed with converting the south side main floor entrance doors to City Hall from a manual system to electrically operated doors and to proceed with exterior concrete and step renovations at the entrance to the west parking lot which will provide a "barrier free access" to the rear of City Hall at the lower level, at a cost not to exceed \$34,000. and funded from within the Current Budget of The Building Operations and Maintenance Division.
26.
  - (a) That the City of Hamilton renew the lease at 50 Jackson Street West with the Hamilton Municipal Employees' Credit Union Limited for a period of five (5) years commencing 1991 November 2, and terminating on 1996 November 1.
  - (b) That the Mayor and City Clerk be authorized to execute a lease document satisfactory to the City Solicitor.
  - (c) That the rent be established on the following basis:  
  
Effective 1991 November 1 a 25.3% increase or \$12,000 per year.  
Annual rent \$59,449.96.  
  
Effective 1992 November 1 a 11.5% increase or \$6,833.33 per year.  
Annual rent \$66,283.29



Effective 1993 November 1 a 10.3% increase or \$6,833.33 per year.  
Annual rent \$73,116.62

Effective 1994 November 1 - 1996 November 1 a 9.4% increase or \$6,883.38 per year. Annual rent \$80,000.

The last two years of the lease will have the same rent at \$80,000. per year or \$16.00 per square foot of space occupied.

In addition to rent paid by the Hamilton Municipal Employees' Credit Union Limited, they are also responsible for their share of the operating costs over the base year 1991.

All amounts payable shall be deemed to be additional rent.

(d) That the foregoing lease renewal terms be approved conditional upon the concurrence of the Football Hall of Fame Management Committee.

**ADDED AND CARRIED.**

27. (a) That no action be taken to preserve the City's \$9,500. Third Mortgage by paying the First Mortgagee, the Royal Trust Corporation of Canada, the amount of \$615,877.58 to redeem the property at 51 Stuart Street (The Custom House) from default.
- (b) That upon default of the City's Third Mortgage, the Law Department be authorized and directed to collect the unpaid balance of the loan from Donald Warrener through the legal process.
28. That Members of City Council wishing to do so be authorized to attend Personal/Professional Development Seminars to be held at The Parkway Inn Convention Centre, 327 Ontario Street in St. Catharines on Monday 1991 November 18 as follows:

Seminar #1          The Secrets of Success  
1:00 p.m. - 4:00 p.m.

Seminar #2          Pathways to Personal Progress  
7:00 p.m. - 9:00 p.m.

29. (a) That the City of Hamilton co-host a reception with the Art Gallery of Hamilton to honour publicly the benefactions that Mr. Irving Zucker has made to the Gallery to further benefit well-being in the community.
- (b) That the City's share of the cost of this reception in the amount of \$1,500. be financed from the Special Civic Reception and Delegation Hosting account No. CH 55314 84010
30. That the Mayor's Race Relations Committee be granted permission to place a plaque on the wall outside the C.A.O.'s office at City Hall to honour the winners of the Mayor's Race Relations Committee Awards for Excellence in the field of race relations.
31. (a) That the Child Care Task Force Needs Assessment Survey Report be received and a summary of results circulated to all employees.
- (b) That the need for specific employee child care programs, services and policies be approved in principle.
- (c) That Council direct the Child Care Task Force to prepare a plan and budget for 1992 to continue its activities and that the Child Care Task Force be directed to investigate all funding sources for new programs, services and policies.
- (d) That local taxes not be increased to cover the cost of these programs.
32. That the Finance & Administration Committee strongly recommend to the 1992 Council that favourable consideration be given for a grant in the amount of \$50,000. to the Hamilton Spectator Indoor Games to be used to offset the costs associated with the annual event to be held January 10, 1992.

Recorded vote:

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Ross. -13.

NAYS: Aldermen Hinkley, Copps. -2.

**CARRIED.**

33. That on appeal the following Convention/Reception grants be approved and financed from within the appropriate grant account CH 5A1XX 20020:

(a) In the amount of \$3,000. to defray the costs associated with the 1991 November 3 YMCA Halloween Run. **AMENDED AND CARRIED.**

(b) In the amount of \$3,000. to defray the costs associated with the 1991 December 26 Harold Webster Memorial Boxing Day Race. **AMENDED AND CARRIED.**

34. (a) That the City of Hamilton support the Hamilton Status of Women Sub-Committee in conducting a safety audit in Hamilton to improve womens' safety in the community.
- (b) That the Treasurer be authorized and directed to canvass the 1991 current budget estimates to endeavour to find or identify savings that have occurred or other expenditures that have been or will be reduced or deleted in order to finance the amount of \$10,000. requested by the Status of Women Sub-Committee to proceed with the safety audit in 1991.
- (c) That if this initiative cannot be financed from identifiable savings within the 1991 Budget, the Sub-Committee's request for funding in the amount of \$10,000. be referred to the 1992 budget process.

35. That leave be granted to introduce the following Bills:

Bill H-47 By-law to authorize installation of floodlighting at Mohawk Sports Park.

Bill H-48 By-law to Confirm the Proceedings of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN B. HINKLEY, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1991 October 24



THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. David Alliston	Probationary Fire Fighter (NIB)	Fire	Replacing - Mr. C. Ellis retired	\$30,680.22	30/09/91
Mr. Peter Becker	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. R. Taylor - retired	\$30,680.22	30/09/91
Mr. John Cerio	Manager of Administration (K)	Real Estate	Replacing Mr. E. Smith - retired	\$45,154.72 to \$53,135.36	02/09/91
Mr. Robert D'Amico	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. J. Graham - retired	\$30,680.22	30/09/91
Mr. Joseph Elliot	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. R. McCall - retired	\$30,680.22	30/09/91
Mr. Joseph Gergyek	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. G. Adriluk - retired	\$30,680.22	30/09/91
Mr. Brent Guy	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. J. Samek - retired	\$30,680.22	30/09/91
Mr. Michel Hamelin	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. J. Haynes - retired	\$30,680.22	30/09/91

Prepared 16/10/91

October 29th, 1991

October 29th, 1991

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Steven Holmes	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. V. Difederico - retired	\$30,680.22	30/09/91
Mr. John Howie	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. K. Kiernan - retired	\$30,680.22	30/09/91
Mr. Ralph Kerekesch	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. K. Allen - retired	\$30,680.22	30/09/91
Mr. David Kurceba	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. W. Kinsella - retired	\$30,680.22	30/09/91
Mr. Joel Kyle	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. G. Smith - retired	\$30,680.22	30/09/91
Mr. Paul Lazzarato	Probationary Fire Fighter (NIB)	Fire	Replacing Mr. R. Ryfe - retired	\$30,680.22	30/09/91
Ms. Debbie Manningham	Vehicle Acquisition Officer (L)	Fleet Services	Replacing Mr. A. den Otter - retired	\$41,413.84 to \$48,767.16	01/10/91

1470

Prepared 16/10/91

October 29th, 1991

Appendix "B" as referred to in  
Section 22 of the NINETEENTH Report  
of the Finance & Administration  
Committee for 1991.

The Oath of Appointed Office, pursuant to the Municipal Act is as follows:

*I,..... do solemnly promise and declare that I will truly, faithfully and impartially, to the best of my knowledge and ability, execute the office of (insert name of office, eg. Member of Council committee), to which I have been appointed in this municipality, that I have not received and will not receive any payment or reward, or promise thereof, for the exercise of any partiality or malversation or other undue execution of such office, and that I have not by myself or partner, either directly or indirectly, any interest in any contract with or on behalf of the corporation (or the specific Board) except that arising out of my office as (insert name of office).*



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URBAN/MUNICIPAL

1991

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2nd Floor-Public Library

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

\*\*\*\*\*

TO: Mr. L. Sage, C.A.O.  
Department Heads  
Legislative Assistants

YOUR FILE:

FROM: Mr. K. E. Avery  
City Clerk

OUR FILE:  
PHONE: 546-4587

SUBJECT: CITY COUNCIL MEETINGS  
DECEMBER 6 AND 10, 1991

DATE: December 23, 1991

Attached for your information and appropriate action is a copy of the minutes of the meetings held December 6 and 10, 1991.

Please undertake to carry out the directions of City Council.

att.

URBAN MUNICIPAL  
1991  
GOV. GOVERNMENT DOCUMENTS



December 6, 1991

Inaugural Meeting of Hamilton City Council  
December 6, 1991  
7:20 o'clock p.m.  
Council Chamber, City Hall

Council met pursuant to Statute.

Present: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Mr. K. E. Avery, City Clerk read the following certificate of the results of the Municipal Election:

To the Council of The Corporation of the City of Hamilton.

Members of Council.

I, KEITH E. AVERY, Clerk of the City of Hamilton, do hereby certify that on the 12th day of November, 1991, the following named were elected members of the City Council by a majority of votes:

MAYOR:		Bob Morrow
ALDERMEN:	Ward 1	Terry Cooke Mary Kiss
	Ward 2	Vince Agro Bill McCulloch
	Ward 3	Don Drury Bernie Morelli



December 6, 1991

Ward 4	Gerry Copps Dave Wilson
Ward 5	Dominic Agostino Fred Eisenberger
Ward 6	Tom Jackson Bob Charters
Ward 7	Henry Merling Terry Anderson
Ward 8	Don Ross Frank D'Amico

K. E. Avery  
City Clerk

His Worship Mayor Robert M. Morrow subscribed to the Declaration of Office and the Oath of Allegiance before His Honour Judge Sullivan followed by the Aldermen.

Reverend Constantine Marinos, St. Demetrios Greek Church led the Council in prayer.

It was moved by Alderman Cooke and seconded by Alderman Wilson that Council move into Committee of the Whole to consider the First Report of the Nominating Committee with Mayor Morrow in the chair.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

December 6, 1991

## FIRST REPORT OF THE NOMINATING COMMITTEE

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Wilson that the Report of the Committee of the Whole on the First Report of the Nominating Committee, be adopted.

### Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Wilson that Bill H-1 be now read a first time:

### Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

December 6, 1991

It was moved by Alderman Cooke and seconded by Alderman Wilson that Council move into Committee of the Whole to consider Bill H-1, with Mayor Morrow in the chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Wilson that the Report of the Committee of the Whole on Bill H-1, be adopted. -

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*



December 6, 1991

It was moved by Alderman Cooke and seconded by Alderman Wilson that Bill H-1 be now read a third time, signed, sealed and enrolled as a By-law

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 8:30 o'clock p.m.

\* \* \* \* \*

December 6, 1991

## **REPORT OF THE NOMINATING COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

The Nominating Committee presents its FIRST Report for 1992 and respectfully recommends:

1. Approval of the following appointments:-

**(a) Transport and Environment Committee**

Mayor R. M. Morrow  
Alderman H. Merling, Chairperson  
Alderman V. Agro, Vice-Chairperson  
Alderman M. Kiss  
Alderman B. Morelli  
Alderman D. Wilson  
Alderman F. Eisenberger  
Alderman T. Jackson  
Alderman F. D'Amico

**(b) Parks and Recreation Committee**

Mayor R. M. Morrow  
Alderman T. Jackson, Chairperson  
Alderman G. Copps, Vice-Chairperson  
Alderman T. Cooke  
Alderman Wm. McCulloch  
Alderman B. Morelli  
Alderman D. Agostino  
Alderman T. Anderson  
Alderman D. Ross

**(c) Planning and Development Committee**

Mayor R. M. Morrow  
Alderman D. Drury, Chairperson  
Alderman F. Eisenberger, Vice-Chairperson  
Alderman M. Kiss  
Alderman Wm. McCulloch  
Alderman D. Wilson  
Alderman B. Charters  
Alderman H. Merling  
Alderman F. D'Amico

**(d) Finance and Administration Committee**

Mayor R. M. Morrow  
Alderman D. Ross, Chairperson  
Alderman B. Charters, Vice-Chairperson  
Alderman T. Cooke  
Alderman V. Agro  
Alderman D. Drury  
Alderman G. Copps  
Alderman D. Agostino  
Alderman T. Anderson

**(e) Hamilton-Scourge Project Committee**

Mayor R. M. Morrow  
Alderman T. Cooke  
Alderman Wm. McCulloch  
Alderman B. Morelli  
Alderman G. Copps  
Alderman D. Agostino  
Alderman B. Charters  
Alderman T. Anderson  
Alderman D. Ross



**(f) Hamilton Entertainment and Convention Facilities Inc.**

Mayor R. M. Morrow  
Alderman F. Eisenberger  
Alderman B. Charters  
Alderman H. Merling  
Alderman T. Anderson

**(g) Licensing Committee**

Alderman T. Cooke  
Alderman D. Drury  
Alderman D. Wilson

**(h) Municipal Non-Profit (Hamilton) Housing Corporation**

Mayor R. M. Morrow  
Alderman D. Drury  
Alderman D. Wilson  
Alderman B. Charters  
Alderman T. Anderson  
Alderman D. Ross  
Alderman F. D'Amico

**(i) Public Library Board**

Alderman Wm. McCulloch  
Alderman D. Wilson

**(j) Local Architectural Conservation Advisory Committee**

Alderman Wm. McCulloch  
Alderman F. D'Amico

**(k) Hamilton Civic Hospitals Board of Governors**

Alderman H. Merling (Mayor's designate)  
Alderman B. Morelli

**(l) Hamilton Housing Company Limited**

Alderman T. Jackson  
Alderman B. Charters

**(m) Mayor's Race Relations Committee**

Mayor R. M. Morrow  
Alderman M. Kiss  
Alderman F. D'Amico

**(n) Committee of Adjustment**

Alderman B. Charters  
Alderman H. Merling

**(o) Parking Authority**

Alderman V. Agro  
Alderman D. Agostino  
Alderman F. D'Amico

**(p) Canadian Football Hall of Fame & Museum Management Committee**

Alderman D. Agostino  
Alderman F. Eisenberger  
Alderman D. Ross

**(q) Hamilton Hydro Electric Commission**

Mayor R. M. Morrow

**(r) Hamilton Region Conservation Authority**

Alderman T. Cooke  
Alderman M. Kiss  
Alderman D. Wilson  
Alderman F. Eisenberger  
Alderman F. D'Amico

December 6, 1991

**(s) Hamilton Mundialization Committee**

Mayor R. M. Morrow

Alderman M. Kiss

**(t) Art Gallery of Hamilton Board of Management**

Alderman D. Agostino

**(u) Hamilton Region Arts Council Board of Directors**

Alderman D. Drury

**(v) Hamilton-Wentworth Creative Arts Board of Directors**

Alderman T. Cooke

**(w) Hamilton Safety Council**

Alderman H. Merling

**(x) Hamilton Society for the Prevention of Cruelty to Animals**

Alderman T. Cooke

**(y) Symphony Hamilton Board of Directors**

Alderman V. Agro

**(z) Senior Citizens Council**

Alderman B. Morelli

Alderman T. Jackson



**(aa) Theatre Aquarius Board of Directors**

Alderman Wm. McCulloch  
Alderman T. Anderson

**(bb) United Way Board of Directors**

Alderman D. Wilson

**(cc) Barton Street Business Improvement Area**

Alderman D. Drury  
Alderman B. Morelli

**(dd) Concession Street Business Improvement Area**

Alderman H. Merling  
Alderman T. Anderson

**(ee) Downtown Promenade Business Improvement Area**

Alderman V. Agro  
Alderman Wm. McCulloch

**(ff) International Village Business Improvement Area**

Alderman V. Agro  
Alderman Wm. McCulloch

**(gg) Ottawa Street Business Improvement Area**

Alderman D. Drury  
Alderman B. Morelli  
Alderman G. Copps  
Alderman D. Wilson

**(hh) Westdale Village Business Improvement Area**

Alderman T. Cooke  
Alderman M. Kiss

**(ii) Hamilton-Wentworth Interagency Council on Smoking and Health**

Alderman T. Cooke

**(jj) Y.M.C.A. Board of Director's**

Alderman D. Ross

This appointment is being made subject to the concurrence and approval of the Y.M.C.A Board of Directors.

2.
  - (a) That an Alderman be appointed Chairman of City Council Committee of the Whole on a six (6) month rotational basis; and
  - (b) That this procedure be implemented on a trial basis to be reviewed prior to completion of the first six month term.
  - (c) That Alderman T. Cooke be appointed Chairman of the Committee of the Whole for the first six month term.
  - (d) That sub-section 3 of Section 6 of the Procedural By-law which provides for the Acting Mayor to act as the Chairman of the Committee of the Whole be suspended for the trial period. All other duties and responsibilities of the Acting Mayor to remain unchanged.
3. That leave be granted to introduce the following Bill:
  - (a) Bill H-1: A By-law to confirm the proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully submitted,

Mayor R. M. Morrow, Chairman  
Nominating Committee

JJS/dg

December 10, 1991

Hamilton City Council  
December 10, 1991  
8:20 o'clock p.m.  
Room 233, City Hall

The Council met.

Present: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico.

Absent: Mayor Morrow  
Alderman Agro  
Alderman McCulloch  
Alderman Merling

Note: The above members of City Council were present for the Committee of the Whole meeting from 5:30 p.m. to 8:15 p.m. and were absent for the formal meeting of City Council due to prior commitments.

It was moved by Alderman Ross and seconded by Alderman Agostino that Council move into Committee of the Whole to consider the First Report of the City Council Committee of the Whole, with Alderman Cooke in the chair.

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

CARRIED.

\* \* \* \* \*

FIRST REPORT OF THE COMMITTEE OF THE WHOLE

\* \* \* \* \*



December 10, 1991

It was moved by Alderman Ross and seconded by Alderman Agostino that Alderman V. Agro be appointed Acting Mayor for the month of December, 1991 and that Alderman Wm. McCulloch be appointed Acting Mayor for the month of January, 1992. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the Report of the Committee of the Whole on the First Report of the City Council Committee of the Whole, be adopted.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the following Bills be now read a first time:

C-1, C-2.

H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

C-1, C-2.

H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the Report of the Committee of the Whole on the following Bills, be adopted. -

C-1, C-2.  
H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-1, C-2.  
H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

December 10, 1991

City Council then adjourned at 8:30 o'clock p.m.

\* \* \* \* \*



**REPORT OF THE COMMITTEE OF THE WHOLE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **FIRST** Report and respectfully recommends:

1. That a 4% interim pay increase, retroactive to 1991 January 1 be processed for members of the Hamilton Professional Fire Fighters Association.
2. That, in accordance with the final report of the Comprehensive Audit of the Licence Division of the City Clerk's Department approved by City Council 1991 June 25, responsibility for Regional Trades Licensing be transferred to the Building Department effective 1992 January 1 and that the Regional Municipality of Hamilton-Wentworth be requested to approve this recommendation.
3.
  - (a) That Section 12(a)(ii) of the Tenth Report of the Finance and Administration Committee adopted by City Council 1991 May 14 authorizing and directing the City Solicitor to prepare a draft by-law to amend Schedule 4(a) of By-law 79-323 respecting Class "C" Livery Vehicles be amended by reducing the number of Class "C" Livery Vehicles from 50 to 45.
  - (b) That the City Solicitor be authorized and directed to incorporate the above amendment into the Draft By-law for submission to City Council.
4.
  - (a) That Licence Fees for 1992 where applicable, be increased by 5%.
  - (b) That the City Solicitor be authorized and directed to prepare the necessary by-law to amend various Licencing By-laws respecting fees for presentation to City Council.

5. (a) That Mr. J. Pavelka be appointed interim Chief Administrative Officer for a sixty (60) day period commencing January 1, 1992.  
  
(b) That the Finance and Administration Committee undertake an immediate review of the C.A.O. system of administration and submit a report and recommendation for consideration by City Council at its earliest possible opportunity.
6. That the terms of office for the current citizen members of the various Committees, Boards and Commissions be extended until February, 1992.
7. That leave be granted to introduce the following Bills:  
  

<b>Bill C-1</b>	By-law to amend Zoning By-law No. 6593 respecting land located at 126 Lilacside Drive.
<b>Bill C-2</b>	By-law to amend Zoning By-law No. 6593 respecting land located at 1341 Upper James.
<b>Bill H-2</b>	By-law to authorize construction of the New Twin Pad Arena, including road improvements on Chedmac Drive.
<b>Bill H-3</b>	By-law to amend Licensing By-law 79-323 respecting Class "C" Livery Vehicles.
<b>Bill H-4</b>	By-law to Licence and Regulate Charitable or Religious Lottery schemes.
<b>Bill H-5</b>	By-law to amend various licensing by-laws respecting fees.
<b>Bill H-6</b>	By-law to amend By-law No. 78-224 respecting membership in the City of Hamilton Licensing Committee.
<b>Bill H-7</b>	By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

MAYOR R. M. MORROW  
CHAIRMAN

J. J. Schatz  
Deputy City Clerk





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